

revert to the State. A violation of the provisions of this Act shall constitute a misapplication of public money, and the person or persons so offending shall be punished as provided in Article 96 of the penal code of the State of Texas.

Sec. 6. For the purpose of enabling the said City of Port Lavaca to make, construct and maintain the improvements herein provided for, the said City is hereby authorized to issue the bonds of said city in an amount which added to the City Bonds outstanding, will not exceed twenty-five per cent of the total valuation of property within the Corporate limits of said City, as shown by the last preceding Tax Rolls of said City of Port Lavaca, and the issuance of said bonds shall be governed by the General Laws of the State of Texas relating to the issuance of Municipal bonds, as found in Title 18 of the Revised Statutes of the State of Texas, 1911, and amendments thereto, insofar as not in conflict with this Act.

Sec. 7. The fact that the city of Port Lavaca is located upon a Bay and waterfront, and there are not now facilities for handling freight and passengers by water at said city, nor for the accommodation and protection of people who spend a considerable portion of the year in Port Lavaca for the benefit of their health and for pleasure, and that the danger from storms is a menace which deters individuals from investing money in such facilities, creates an emergency and an imperative public necessity requiring that the constitutional rule providing that bills be read on three several days be suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

TWENTY-FIRST DAY.

Senate Chamber,
Austin, Texas,
Friday, June 15, 1920.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Buchanan of Bell.
Bailey.	Buchanan of Scurry.
Bledsoe.	Carlock.

Clark.	Hopkins.
Davidson.	McNealus.
Dayton.	Page.
Dean.	Parr.
Dorough.	Rector.
Dudley.	Smith.
Faust.	Strickland.
Floyd.	Suiter.
Gibson.	Westbrook.
Hall.	Williford.
Hertzberg.	Woods.

Absent.

Caldwell.	Witt.
Cousins.	

Prayer by Rev. T. C. Sharpe.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Faust.

Petitions and Memorials.

See appendix.

Committee Reports.

See appendix.

Message from the Governor.

Mr. Raymond Brooks, a messenger from the Governor, presented himself at the bar of the Senate, with the following executive message:

Governor's Office.

Austin, Texas, June 14, 1920.

To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: In September of last year, probably the most destructive hurricane of record along the Texas coast wrought terrific havoc in the vicinity of Corpus Christi, Rockport and Aransas Pass. The property losses as a result of this hurricane ran into millions of dollars and the total loss of life has not yet been, nor probably ever will be, ascertained.

Upon receipt of telegraphic advice with respect to the destruction wrought and the necessity of aid to the citizenship of that section, I issued an appeal to the people of Texas for voluntary funds with which to relieve the immediate distress. This appeal met with prompt response, not only at the hands of the citizenship of Texas, but of other States as well. The funds raised were remitted

either direct to my office or were sent to the local relief committee organized in the various affected areas. As donations were received in the Governor's office, they were promptly deposited in one of the several Austin banks to the credit of a storm relief account, and made immediately available for relief work.

Communications reaching me direct from the affected area informed me of the dire need of the inhabitants thereof for the necessities of life in the nature of food and clothing. That this relief might be afforded before the suffering became acute, I appointed a committee of Austin bankers to purchase in the open market such supplies as local committees made requisition for. This committee was composed of the following well known men:

Hon. John W. Baker, State Treasurer.

Hon. H. A. Wroe, President, American National Bank.

Hon. W. H. Folts, Vice President, Austin National Bank.

Hon. Walter Bremond, Assistant Cashier, State National Bank.

Hon. Eldrid McKinnon, Vice President, Citizens State Bank.

Hon. John W. Baker, State Treasurer, was made chairman of the committee, and before any accounts for supplies were paid out of the funds contributed, I required the approval of same by the committee above referred to. To each of the accounts for supplies purchased and forwarded, an affidavit was required from the merchant furnishing same to the effect that the goods covered by the invoice attached, was sold at

actual cost price and that no profit was derived from the sale of same. Copies of these invoices are on file in the executive office and may be seen at the pleasure of any of the members of your body.

I am accompanying this message with a statement of the funds collected through the Governor's office, together with a detailed statement of the disbursements of same, which statement was compiled and sworn to by my Secretary.

By way of explanation, you will permit me to say that all checks drawn in favor of merchants were to cover invoices presented, to which was attached the affidavit above referred to. Checks as listed made payable to the various banks in the affected area, those payable to the American Red Cross and the one to J. E. Carter of Aransas Pass were used locally for relief purposes. The distribution of those funds locally was affected through the American Red Cross organization, Southern Division. That you may be further informed with respect to the work accomplished, I am attaching hereto a report made by that organization to me bearing date of June 7th, 1920.

A record has been kept in this office of those contributing to the fund up to and including February 17th, 1920, since that date, the remittances coming in have been endorsed payable to the American Red Cross, Corpus Christi, Texas, and forwarded direct without having been cleared through the Austin banks.

Respectfully submitted

W. P. HOBBY.

Governor.

TOTAL AMOUNTS COLLECTED THROUGH GOVERNOR'S OFFICE.

Austin National Bank, Austin, Texas:

Sept. 18	\$	5,814.11
Sept. 20		11,544.57
Sept. 24		18,559.44
Sept. 25		9,955.45
Sept. 27		1,636.44
Sept. 29		1,852.88
Sept. 30		12,109.18
Oct. 1		6,766.54
Oct. 3		347.85
Oct. 6		1,789.41
Oct. 8		525.80
Oct. 9		2,971.77
Oct. 10		1,549.11
Oct. 14		2,450.59
Oct. 16		262.10
Oct. 21		2,095.26
Oct. 27		20,754.68

Austin National Bank, Austin, Texas—Continued.

Oct. 18	400.00
Nov. 5	1,871.92
Nov. 8	5,640.55
Nov. 14	533.10
Nov. 18	1,262.50
Nov. 20	35.47
Nov. 25	10,001.50
Dec. 2	103.50
Dec. 12	85.44
Dec. 20	1,195.30
Jan. 10	250.30
Feb. 18	25.00

Total. \$122,399.76

The Citizens State Bank, Austin, Texas:

Sept. 20	\$ 12,468.20
Sept. 26	4,391.21
Oct. 4	6,203.87
Nov. 12	400.00

Total. \$ 23,463.28

American National Bank, Austin, Texas:

Sept. 23	\$ 10,000.00
Sept. 23	11,000.00
Sept. 26	250.00

Total. \$ 21,250.00

The State National Bank, Austin, Texas:

Sept. 23	\$ 22,816.75
Oct. 2	5,084.06

Total. \$ 27,900.81

Grand total. \$195,013.85

DISBURSEMENTS.

Checks drawn—Austin National Bank:

Nelson Davis & Son.	\$ 1,414.65
Nelson Davis & Son.	2,802.21
Society Mills.	811.60
Quality Mills.	405.30
Armour & Co.	954.01
Armour & Co.	496.09
Austin White Lime Co.	455.60
Swift & Co.	2,372.40
Armour & Co.	1,338.75
Swift & Co.	1,039.81
Quality Mills.	611.54
Quality Mills.	611.54
Nelson Davis & Son.	1,215.02
Nelson Davis & Son.	1,215.02
J. E. Carter—Aransas Pass relief	10,000.00
Corpus Christi Nat'l Bank Relief..	16,000.00
Morris & Co.	388.57
W. H. Richardson & Co.	38.72
Walter Tips Co.	50.40
W. H. Richardson & Co.	94.50
State Bank of Rockport Relief...	937.00
First State Bank, Aransas Pass Relief.	493.00

Checks drawn—Austin National Bank—Continued.

First State Bank, Corpus Christi Relief.	16,913.54
Corpus Christi National Bank Relief.	18,814.35
City National Bank, Corpus Christi Relief.	18,814.35
Swift & Co.	7,236.00
American Red Cross.	16,120.95
Check returned unpaid.	756.84

Total \$122,399.76

Checks drawn—American National Bank:

Austin National Bank, Rockport relief.	\$ 10,000.00
First National Bank, Rockport Relief.	4,500.00
State Bank, Rockport relief.	4,500.00
First State Bank, Aransas Pass relief.	2,007.00
San Antonio Drug Co.	243.00

Total \$ 21,250.00

Checks Drawn—Citizens State Bank:

First State Bank—Aransas Pass relief.	\$ 3,000.00
First State Bank—Corpus Christi relief.	16,000.00
First National Bank, Rockport relief.	2,500.00
State Bank, Rockport, relief.	1,563.00
American Red Cross.	40.61
Duplicate Draft, El Paso.	359.67

Total \$ 23,463.28

Checks Drawn—State National Bank:

Aransas Pass Relief Committee.	\$ 10,000.00
City National Bank, Corpus Christi relief.	16,000.00
First State Bank, Corpus Christi relief.	1,900.81

Total \$ 27,900.81

Total disbursements \$195,013.85

I certify the above to be a true and correct statement of receipts and disbursements of the Corpus Christi Storm Relief Fund, received in the executive office, period from the sixteenth day of September, 1919, to the seventeenth day of February, 1920, inclusive.

RALPH SOAPE,

Secretary to the Governor.

Subscribed and sworn to before me this the 14th day of June, 1920.

LOULA CARPENTER,

Notary Public, Travis County, Texas.

AMERICAN RED CROSS
Southern Texas Disaster Relief Headquarters.

Corpus Christi, Texas, June 7, 1920.

Hon. W. P. Hobby, Governor State of Texas, Austin, Texas.

Dear Gov. Hobby: Enclosed is the

financial statement sworn to before a Notary Public by E. H. Harris, Disaster Relief Accountant, showing all receipts and all expenditures from whatsoever source received by the American Red Cross up to June 1, 1920.

We are enclosing copy of an article which we gave the "Corpus Christi Caller", thinking you might care for some of the facts contained in said article to give to the newspaper men in Austin, as this story contains some facts which were not brought out in the sworn statement.

We still have some cases pending, but are winding up the work as rapidly as possible. I, personally, have been in the district for the past week and have visited the towns and made some additional appropriations. I will return to St. Louis but will be back in the territory about July 10th. From time to time we will be sending you other reports, and earnestly hope you will give us any suggestions or call for any explanation desired.

Very truly yours,

(Signed) A. W. JONES, Jr.,
Director South Texas Disaster Relief.

(Copy)

When the American Red Cross closed its books to new applications on March 14th (six months after the storm), about \$309,000 had been expended on storm sufferers in Corpus Christi, Rockport, Aransas Pass, Port Aransas, Port Lavaca, Port O'Connor, and nine other communities. The appropriations up to June first total nearly one-half million dollars, or nearly \$120,000 in the last three months. Of the total amount expended, over \$250,000 appropriations have been made to Corpus Christi families and the farmers nearby. These facts and others were brought out in a statement issued a few days ago by A. W. Jones, Jr., Director South Texas Disaster Relief. Mr. Jones states the work was not yet finished but was being wound up as rapidly as possible; that no new applications were being received but a number of cases were pending. He also stated the office in the Amusu Building would not be closed until September but that any business

matter could only be handled by written communication through the Corpus Christi office.

According to the statement, appropriations for the month of May amounted to \$39,138.82, of which \$28,798.81 was expended in Corpus Christi. The April expenditure in Corpus Christi amounted to \$59,793.00.

The Corpus Christi local committee gave the Red Cross \$80,000 out of its total fund of \$240,000. In addition to this \$80,000 the Red Cross spent over \$150,000 in Corpus Christi alone. When it closed the books to new applicants six months after the storm, appropriations had been made totaling \$309,142.99 to families in all of the devastated towns. Since closing its books nearly \$120,000 more has been spent, or a total to June first of \$427,310.28. Of this amount \$266,059.10 has been spent in Corpus Christi and rural districts; \$66,066.14 in Rockport; \$69,619.25 in Aransas Pass; and \$26,565.79 in Port Aransas.

The sworn statement which was issued a few days ago shows that not a dollar of the funds sent in for storm sufferers had been spent for salaries, overhead expenses, or any of the expenses of the staff of trained workers handling the job, and that already over \$100,000 has been spent from National Headquarters funds and Red Cross Chapter funds.

Mr. Jones has been here for the past few days, looking over the work and making appropriations on pending cases. He stated that over 4,000 cases had been investigated and to date appropriations have been made to more than 1,600 cases, including business, family and building and repairs.

The sworn statement of all receipts and expenditures since the Red Cross took over the work is as follows:

Corpus Christi, Texas, May 31, 1920.

American Red Cross, South Texas Disaster Relief,
A. W. Jones, Director.

Statement of May 31, 1920.

SUMMARY OF ALL RECEIPTS AND DISBURSEMENTS TO DATE.

Receipts.

Item No.

	Amount.
1. Local Relief Committees.....	\$ 10,334.76
2. Port Aransas	11,145.20
3. Aransas Pass	9,624.18

Receipts.

Item No.	Amount.
4. Rockport	80,000.00
5. Corpus Christi.....	
6. W. P. Hobby, Governor, State of Texas.....	146,230.34
(See item No. 21.)	
7. Houston, Texas Relief Committee.....	35,000.00
8. Baltimore, Md., Relief Committee.....	5,770.17
(See item No. 20.)	
9. Various donators direct to American Red Cross, detailed record on file (See items Nos. 18 and 19).....	14,273.28
10. Red Cross Chapters.....	19,414.35
11. American National Red Cross, Southwestern Division (See item No. 22).....	95,518.00
12. Total receipts to date.....	\$427,310.28
(See item No. 25.)	

EXPENDED IN ENTIRE AREA UP TO AND INCLUDING MAY 31, 1920,
FOR RELIEF ONLY.

Expenditures.

Item.	Amount.
13. Port Aransas.....	\$26,565.79
14. Aransas Pass.....	68,619.25
15. Rockport	66,066.14
16. Corpus Christi, rural and small communities other than above mentioned.....	266,059.10
17. Total expenditures to date.....	\$427,310.28
(See items Nos. 30, 31, and 32.)	

Summary of all Receipts
andExpenditures during the month ending
May 31, 1920.

Receipts:

Item	From Whom Received	Date	Amount
18	S. B. Sorenson, Sr., & Sons Rockport, Texas	5-10-20	\$ 290.33
19	Mildred Seaton Corpus Christi, Texas	5-17-20	1.50
20	R. J. Beachman, Sec'y Texas Relief Fund Baltimore, Md.	5-17-20	65.17
21	W. P. Hobby, Governor, State of Texas, For Chamber of Commerce, San Antonio, Texas	5-19-20	5,220.48
22	American National Red Cross Southwestern Division	5-31-20	33,561.34
23	Total receipts during May 1920		\$ 39,138.82
24	Total Receipts prior to May 1, 1920		388,171.46
25	Total receipts to June 1, 1920 (See item No. 12)		\$427,310.28

Expenditures:

Item No.	Area	Amount
26	Port Aransas	\$ 2,300.40
27	Aransas Pass	3,265.03
28	Rockport	4,595.28
29	Corpus Christi, rural and small communities other than those above mentioned	28,978.11
30	Total expenditures during May, 1920	\$ 39,138.82
31	Total expenditures prior to May 1, 1920	388,171.46
32	Total expenditures to June 1, 1920 (See item No. 17)	\$427,310.28

Salaries and all other expenses of Red Cross personnel in devastated area not included in above figures. These expenses are paid out of a special fund provided by National Headquarters, American Red Cross.

(Signed) E. H. HARRIS,
Disaster Relief Accountant.

Subscribed and sworn to before me this 7th day of June, A. D. 1920.

(Signed) DOROTHY R. DAVIS,
Notary Public, Nueces County, Texas.

(Seal)

Governor's Office,
Austin, Texas, June 12, 1920.
To the Thirty-sixth Legislature in
Third Called Session.

Gentlemen: In my messages of January 14th, 1919, to the Regular Session and of July 2nd, 1919, to the Second Called Session, I communicated to you with respect to a voluntary fund raised under my direction to be used for the relief of those citizens of our State residing in the drouth stricken areas. To each of the messages above referred to, I attached a statement showing the condition of the fund at that time. I am accompanying this message with a statement of this fund as of July 20th, 1920, that it may be printed in your Journals for the information of your members.

Respectfully submitted,
W. P. HOBBY,
Governor.

Market and Warehouse Department.

Austin, Texas, June 5, 1920.
Hon. W. P. Hobby,
Governor, State of Texas.
Austin, Texas.

Dear Governor:

Recently I made you a brief synopsis of the condition of the Drouth

Relief Fund, with a promise that a full and complete statement would follow.

In accordance therewith I respectfully enclose herewith a statement in detail covering the entire period from September 1, 1918, up to May 20, 1920.

I have taken the liberty of mailing a copy of this report to each member of the Committee.

Very respectfully,
F. C. WEINERT,
Commissioner.

Statement of the distribution of the Drouth Relief Fund as deposited in the four banks at Austin, Texas, to the credit of said fund from Sept. 1, 1918, to May 20, 1920.

Total amount contributed \$277,506.55
Cash on hand including collections deposited in the following banks:

Austin National Bank.....	\$ 9,319.82
State National Bank.....	8,973.12
American National Bank....	9,414.34
Citizens State Bank.....	12,205.14

Total\$39,912.42

Respectfully,
F. C. WEINERT,
Administrator.

FINANCIAL STATEMENT OF DISTRIBUTION OF DROUTH RELIEF FUND, MAY 20, 1920.

County.	Allotted.	Notes to Cover.	Collected on Notes.	Notes to Balance.
Archer.	\$ 4,050.00	\$ 4,050.00	\$ 375.00	\$ 3,675.00
Bandera.	513.00	513.00	.....	513.00
Baylor.	5,820.00	5,820.00	.....	5,820.00
Blanco.	2,000.00	2,000.00	25.00	1,975.00
Borden.	3,000.00	3,000.00	420.00	2,580.00
Brown.	6,950.00	6,950.00	800.00	6,150.00
Burnett.	3,000.00	3,000.00	455.00	2,545.00
Callahan.	2,735.00	2,735.00	285.00	2,450.00
Castro.	400.00	400.00	.....	400.00
Coke.	4,465.00	4,465.00	150.00	4,315.00
Coleman.	7,000.00	7,000.00	580.00	6,420.00
Concho.	1,750.00	1,750.00	40.00	1,710.00
Cottle.	3,975.00	3,975.00	.....	3,975.00
Coryell.	5,015.00	5,015.00	620.00	4,395.00
Crosby.	3,000.00	3,000.00	725.00	2,275.00
Childress.	3,000.00	3,000.00	675.00	2,325.00

County.	Allotted.	Notes to Cover.	Collected on Notes.	Notes to Balance.
Comanche.	3,400.00	3,400.00	.....	3,400.00
Dawson.	3,000.00	3,000.00	565.00	2,435.00
Dimmitt.	500.00	500.00	.....	500.00
Dickens.	6,000.00	6,000.00	300.00	5,700.00
Edwards.	900.00	900.00	150.00	750.00
Erath.	3,000.00	3,000.00	470.00	2,530.00
Fisher.	7,980.00	7,980.00	325.00	7,655.00
Foard.	3,400.00	3,400.00	50.00	3,350.00
Garza.	5,050.00	5,050.00	.....	5,050.00
Gillespie.	5,050.00	5,050.00	4,275.00	775.00
Glasscock.	3,000.00	3,000.00	250.00	2,750.00
Hardeman.	5,000.00	5,000.00	300.00	4,700.00
Hall.	1,000.00	1,000.00	500.00	500.00
Haskell.	9,000.00	9,000.00	300.00	8,700.00
Howard.	3,028.00	3,028.00	.....	3,028.00
Hood.	3,000.00	3,000.00	.....	3,000.00
Hamilton.	9,510.00	9,510.00	1,950.00	7,560.00
Hale.	1,500.00	1,500.00	.....	1,500.00
Irion.	2,000.00	2,000.00	575.00	1,425.00
Jones.	10,000.00	10,000.00	1,835.00	8,165.00
McKinney.	2,300.00	2,300.00	.....	2,300.00
Kemp.	4,510.00	4,510.00	275.00	4,235.00
Knox.	7,005.00	7,005.00	510.00	6,495.00
Kimble.	1,500.00	1,500.00	.....	1,500.00
Lubbock.	1,300.00	1,300.00	300.00	1,000.00
Lampasas.	3,000.00	3,000.00	.....	3,000.00
Lynn.	2,000.00	2,000.00	408.00	1,592.00
Llano.	4,000.00	4,000.00	575.00	3,425.00
LaSalle.	1,500.00	1,500.00	25.00	1,475.00
Mason.	4,005.00	4,005.00	1,075.00	2,930.00
Mills.	5,203.00	5,203.00	1,844.00	3,359.00
Mitchell.	5,170.00	5,170.00	1,500.00	3,670.00
Medina.	5,077.00	5,077.00	.....	5,077.00
Midland.	2,375.00	2,375.00	850.00	1,525.00
Menard.	6,909.00	6,909.00	1,950.00	4,959.00
Motley.	1,500.00	1,500.00	1,500.00	.....
McCullough.	3,010.00	3,010.10	.....	3,010.00
Martin.	1,900.00	1,900.00	.....	1,900.00
Nolan.	4,932.50	4,932.50	545.00	4,387.50
Parker.	3,980.00	3,980.00	.....	3,980.00
Runnels.	5,150.00	5,150.00	1,440.00	3,710.00
San Saba.	1,900.00	1,900.00	.....	1,900.00
Schliecher.	3,300.00	3,300.00	350.00	2,950.00
Scurry.	7,180.00	7,180.00	1,225.00	5,955.00
Stephens.	950.00	950.00	.....	950.00
Stonewall.	6,000.00	6,000.00	325.00	5,675.00
Swisher.	1,500.00	1,500.00	300.00	1,200.00
Shackelford.	2,180.00	2,180.00	125.00	2,055.00
Taylor.	10,000.00	10,000.00	475.00	9,525.00
Throckmorton.	250.00	250.00	100.00	150.00
Travis.	100.00	100.00	50.00	50.00
Tom Green.	8,965.00	8,965.00	2,100.00	6,865.00
Uvalde.	6,438.63	6,438.63	.....	6,438.63
Webb.	200.00	200.00	.....	200.00
Wilbarger.	950.00	950.00	100.00	850.00
Young.	1,125.00	1,125.00	.....	1,125.00
Zavala.	3,750.00	3,750.00	550.00	3,200.00
	<u>\$273,106.13</u>	<u>\$273,106.13</u>	<u>\$ 35,492.00</u>	<u>\$237,614.13</u>

Bills Signed.

After their captions were read, the Chair signed in the presence of the Senate the follow bills:

S. B. No. 15; S. B. No. 9; S. B. No. 30; S. B. No. 62; S. B. No. 59; S. B. No. 8.

Bills and Resolutions.

By Senator McNealus:

S. B. No. 105, A bill to be entitled "An Act amending Rockwall County Special Road Law. An Act amending Section One, Chapter 67, Local and Special Laws of the State of Texas, passed by the Thirty-sixth Legislature and entitled an act to amend by adding sections to said act of 1913, passed at the Regular Session and also amendments thereto and providing, That the Commissioners Court of Rockwall County, Texas, may condemn land and material of whatsoever kind for Road and Bridge purposes and extending and affording a remedy and means to do so, and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

Simple Resolution No. 19.

Senator Caldwell sent up the following resolution:

Whereas the Hon. Carlos Bee, member of Congress, and a former distinguished member of this Senate is present, be it

Resolved, That he be invited to address the Senate.

Caldwell, Hertzberg, Dudley.

The resolution was read and adopted.

The signers of the resolution were appointed to escort the distinguished gentleman to the platform.

Hon. Carlos Bee's Address.

Hon. Carlos Bee of the U. S. Congress addressed the Senate.

Simple Resolution No. 20.

Senator McNealus sent up the following resolution:

Whereas, on account of the serious illness of his wife, M. F. Hornbuckle, Sergeant-at-Arms, has been unable to attend this, the Third Called Session of the Thirty-sixth Legislature only four days;

And, Whereas, J. A. Kenny, First Assistant Sergeant-at-Arms, has performed the duties of Sergeant-at-Arms in addition to his other duties; now

Therefore, Be it Resolved, That, in appreciation of the work done by Mr. Kenny, First Assistant Sergeant-at-Arms, he be allowed the sum of \$7.00 per day for his services during the session, excepting the days served by Mr. Hornbuckle.

McNealus, Page, Dudley, Floyd, Hall, Cousins, Smith, Davidson.

The resolution was read and adopted.

Senate Concurrent Resolution No. 9.

Senator Bailey sent up the following resolution:

Senate Concurrent Resolution No. 9, in regard to the action of the Senate and House Conference Committee on the Pink Bollworm bill.

The resolution was read.

Senator Page moved to table the resolution. The motion prevailed by the following vote:

Yeas—17.

Bledsoe.	Hopkins.
Buchanan of Bell.	Page.
Buchanan of Scurry.	Strickland.
Carlock.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Floyd.	Woods.
Hertzberg.	

Nays—10.

Bailey.	Dudley.
Caldwell.	Faust.
Clark.	Hall.
Cousins.	McNealus.
Davidson.	Parr.

Absent.

Alderdice.	Rector.
Gibson.	Smith.

Simple Resolution No. 21.

Senator Witt sent up the following resolution:

As the life, character and public service of Mrs. Nannie Webb Curtis, recently deceased, has meant so much to the State of Texas, it is fitting that the Senate of Texas should pause in its deliberations to pay honor and tribute to her memory.

For fifteen years through the press and from the platform, Mrs. Nannie

Webb Curtis led the forces of Texas for temperance and general moral up-building with an ability and effectiveness seldom equalled by any leader of either sex of any time. She was a woman of wonderful personality, and while possessing all the tenderness and sweetness characteristic of the highest type of educated and refined Southern womanhood, she at the same time possessed an intellect of brilliant and convincing power, and a courage of spirit as fearless as her heart was pure and loving.

Wherefore, the Senate of Texas here now gives this expression of appreciation and loss by reason of the death of this noble woman, and extends its sincere sympathy to her three surviving sons in their bereavement.

And it is directed that this resolution be printed in the Senate Journal and a copy sent to Clyde Webb, Waco, Earl Webb, Hubbard, and Roy O. Webb, Dallas.

WITT,
WESTBROOK.

The resolution was read and adopted by a rising vote.

Bill Signed.

After its caption was read the Chair signed in the presence of the Senate Senate Bill No. 51.

Senate Bill No. 26.

The Chair laid before the Senate on the calendar

S. B. No. 26, A bill to be entitled "An Act to regulate the disposition of funds deposited or advanced for the use or rental of personal or movable property and to protect such depositors and declaring an emergency."

The bill was read the second time.

The committee report carrying amendments was adopted.

The bill was ordered engrossed by the following vote:

Yeas—15.

Bledsoe.	Faust.
Buchanan of Bell.	Floyd.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Parr.
Carlock.	Westbrook.
Davidson.	Witt.
Dayton.	Woods.
Dudley.	

Nays—7.

Alderdice.	McNealus.
Dean.	Suiter.
Dorough.	Williford.
Hopkins.	

Present—Not Voting.

Bailey.	Smith.
Cousins.	Strickland.
Page.	

Absent.

Clark.	Hall.
Gibson.	Rector.

On the motion of Senator Caldwell, the constitutional rule requiring bills to be read three several days was suspended by the following vote:

Yeas—27.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent.

Cousins.	Rector.
Hall.	Williford.

The bill was read the third time and finally passed by the following vote:

Yeas—22.

Bledsoe.	Floyd.
Buchanan of Bell.	Gibson.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Carlock.	Parr.
Clark.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dorough.	Westbrook.
Dudley.	Witt.
Faust.	Woods.

Nays—4.

Alderdice.	Dean.
Bailey.	McNealus.

Present—Not Voting.

Page.

Absent.

Cousins.
Hall.Rector.
Williford.Senator Suiter's Reasons for
Voting Yea.

I vote yea on final passage of Senate Bill No. 26 for the purpose of allowing it to go into immediate effect, I having voted against it on engrossment, but a majority of the Senate having voted for engrossment.

SUITER.

Senate Bill No. 90.

The Chair laid before the Senate on the calendar

S. B. No. 90, A bill to be entitled "An Act fixing the fees to be charged by the State Board of Water Engineers upon the filing of applications for permits for the storage, diversion and use of water, limiting the maximum fees in the sum of six thousand dollars; providing the time and terms of payment, to be made in installments, and providing for the fixing of the time for commencing of construction work, when the use of water contemplates the construction of a storage reservoir and the manner of extending the time limits thereon and the payment of fees therefor."

The bill was read second time.

The committee report that the bill be printed in the Journal was adopted.

The bill was ordered engrossed by the following vote:

Yeas—15.

Bailey.	Faust.
Bledsoe.	Hertzberg.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Davidson.	Smith.
Dayton.	Westbrook.
Dudley.	

Nays—6.

Buchanan of Bell.	Hopkins.
Clark.	Suiter.
Dean.	Williford.

Present—Not Voting.

Alderdice.	Dorough.
Cousins.	Gibson.

Absent.

Floyd.	Strickland.
Hall.	Witt.
Rector.	Woods.

25—Senate.

On the motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended by the following vote:

Yeas—26.

Alderdice.	Dudley.
Bailey.	Faust.
Bledsoe.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	McNealus.
Carlock.	Page.
Clark.	Parr.
Cousins.	Smith.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Woods.

Absent.

Floyd.	Strickland.
Hall.	Witt.
Rector.	

The bill was read the third time and finally passed.

Senate Bill No. 89.

The Chair laid before the Senate on the calendar

S. B. No. 89, A bill to be entitled "An Act to create Somerset Independent School District in Bexar County, Texas, defining the boundaries thereof; providing for an assessor and collector of taxes thereof; providing for bonds for school purposes and for Assessment and Collection of school taxes if voted by the proper majority, for the calendar year of 1920; providing debts legally due to or from any old school district incorporated in Somerset Independent School District shall be valid to or from the new district hereby incorporated; providing property owned by the old school districts shall pass into possession of the new districts; providing for the sale and moving of school buildings, their location and erection under the sole control and direction of Somerset Independent School District; providing for the application of the General Laws of Texas to Somerset Independent School District when not in conflict with this Act; and providing an emergency clause."

The committee report that the bill be not printed was adopted.

The bill was read the second time and ordered engrossed.

On the motion of Senator Hertzberg, the constitutional rule was suspended by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	McNealus.
Carlock.	Page.
Clark.	Parr.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Rector.

The bill was read the third time and finally passed by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	McNealus.
Carlock.	Page.
Clark.	Parr.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Rector.

Senate Bill No. 99.

The Chair laid before the Senate on the calendar

S. B. No. 99, A bill to be entitled "An Act to amend Sections 12 and 16 of Chapter 81 of the General Laws of the State of Texas, passed by the Thirty-sixth Legislature at its Second Called Session and approved July 1, 1919, and declaring an emergency."

The bill was read the second time and laid on table subject to call.

Senate Bill No. 86.

The Chair laid before the Senate on the calendar

S. B. No. 86, A bill to be entitled "An Act to make appropriations for the years 1920 and 1921 providing for expert cotton graders, classers and staplers and expert market men to be employed by the Commissioner of Markets and Warehouses to aid in stapling, grading and marketing the enormous stock of low grade cotton now held in the State by farmers, bankers and business men, and declaring an emergency."

The bill was read second time.

The committee report that the bill be printed in the Journal was adopted.

Senator Buchanan of Bell sent up the following amendment:

Amend Senate Bill No. 86 by striking out the period at the end of Section 2 and by adding thereto the following: Provided that no part of the funds herein appropriated shall be available after the 1st day of February, 1921.

The amendment was read.

Senator Caldwell moved to table the amendment. The motion to table prevailed by the following vote:

Yeas—13.

Bailey.	Dudley.
Bledsoe.	Faust.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Page.
Clark.	Parr.
Cousins.	Westbrook.
Dayton.	

Nays—12.

Buchanan of Bell.	McNealus.
Davidson.	Rector.
Dean.	Smith.
Dorough.	Suiter.
Gibson.	Williford.
Hopkins.	Woods.

Present—Not Voting.

Carlock.

Absent.

Alderdice.	Strickland.
Floyd.	Witt.
Hall.	

Senator Dean sent up the following amendment.

Amend the bill 86 by striking out \$18,000 and inserting \$10,000. Amend by striking out \$3600 and inserting \$3000, and by striking out \$9000 and inserting \$6000, and by striking out \$7200 and inserting \$5000, and by striking out \$3600 and inserting \$2000.

The amendment was read.

Message from the House.

A messenger from the House presented himself at the bar of the Senate with the following message: Hall of the House of Representatives, Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 8, A bill to be entitled "An Act making appropriation to pay the additional salaries of officers and employes of certain educational institutions and for improvements and addition to such institutions and other expenses of maintaining and conducting them as follows, to-wit: University of Texas, including the Medical Department at Galveston and the Department of Mines and Metallurgy at El Paso; Agricultural and Mechanical College; Prairie View State Normal and Industrial College; College of Industrial Arts for Women; Sam Houston Normal Institute; the North Texas State Normal College; West Texas State Normal College; East Texas State Normal College; Sul Ross State Normal College; John Tarleton Agricultural College, and Grubbs Vocational College."

H. B. No. 47, A bill to be entitled "An Act revising the taxing power of the Pandora Independent School District, etc., declaring an emergency, with engrossed rider."

The House has adopted the following concurrent resolution:

House Concurrent Resolution No. 16, requesting the Comptroller to publish statement regarding Confederate pension fund.

The House refused to concur in Senate amendments to House Bill No. 9, and asked for a conference. The House conferees have been instructed to adhere to the provisions of the bill as it was passed by the House. The following conference committee has been appointed on the part of the House: Messrs. Thomas, Barrett of Bell, Bass, King of Throckmorton, Stephens.

Respectfully submitted,
NOEL K. BROWN,
Chief Clerk, House of Representatives.

Messages from the Governor.

Miss Houghton, a messenger

from the Governor presented herself at the bar of the Senate with the following executive messages:

Governor's Office,
Austin, Texas, June 15, 1920.
To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: At the request of Representative Vaughan, I submit for your consideration the following subject, to-wit:

"An Act amending Section One, Chapter 67, Local and Special Laws of the State of Texas, passed by the Thirty-sixth Legislature and entitled An Act to amend by adding sections to said act of 1913, passed at regular session and also amendments thereto and providing, that the Commissioners Court of Rockwall County, Texas, may condemn land and material of whatsoever kind for road and bridge purposes and extending and affording a remedy and means to do so."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, June 15, 1920.
To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: At the request of Senator Witt, I submit for your consideration the following subject, to-wit:

"An Act creating the Sharp Independent School District in Milam County, Texas; and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, June 15, 1920.
To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: At the request of Senator Witt, I submit for your consideration the following subject, to-wit:

"An Act creating the San Gabriel Common School District No. 8, of Milam County, Texas; etc., and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

House Bills Read and Referred.

The Chair had read and referred the following House Bills:

H. B. No. 47 to Committee on Education.

H. B. No. 8 to Committee on Finance.

H. C. R. No. 16 to Committee on State Affairs.

Privileged Motion.

Senator Caldwell sent up the following motion:

I move that the Senate grant the request of the House for a free conference on House Bill No. 9, and that the following be elected on the part of the Senate: Floyd, Dorough, Suiter, Buchanan of Scurry, Alderdice, and further, that the Senate conferees be instructed not to recede from the Senate amendment.

The motion was read.

Senator Clarke sent up the following amendment to motion:

Amend the motion by striking out the words "and further that the Senate conferees be instructed not to recede from the Senate amendment."

The amendment was read.

Recess.

On the motion of Senator Clark, the Senate stood recessed until 2 o'clock this afternoon.

Afternoon Session.

The Senate was called to order at 2 p. m. by Lieutenant Governor Johnson pursuant to recess.

Conference Committee on House Bill

No. 9.

Senator Page sent up the following substitute for the amendment of Senator Clark to Senator Caldwell's privileged motion:

Strike out the last paragraph of the amendment and insert in lieu thereof the following, "and said conferees are hereby instructed to recede from the Senate amendment."

The substitute was read.

Senator Caldwell moved to table the substitute, and the motion was lost by the following vote:

Yeas—13.

Alderdice.	Faust.
Buchanan of Scurry.	Floyd.
Caldwell.	Parr.
Cousins.	Smith.
Davidson.	Suiter.
Dayton.	Westbrook.
Dorough.	

Nays—16.

Bailey.	Hertzberg.
Bledsoe.	Hopkins.
Buchanan of Bell.	McNealus.
Carlock.	Page.
Clark.	Rector.
Dean.	Williford.
Dudley.	Witt.
Gibson.	Woods.

Absent.

Hall.	Strickland.
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On the motion of Senator Page, the substitute was adopted by the following vote:

Yeas—16.

Bailey.	Hertzberg.
Bledsoe.	McNealus.
Buchanan of Bell.	Page.
Carlock.	Parr.
Clark.	Rector.
Dean.	Williford.
Dudley.	Witt.
Gibson.	Woods.

Nays—13.

Alderdice.	Faust.
Buchanan of Scurry.	Floyd.
Caldwell.	Hopkins.
Cousins.	Smith.
Davidson.	Suiter.
Dayton.	Westbrook.
Dorough.	

Absent.

Hall.	Strickland.
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The amendment as substituted was adopted.

Senate Bill No. 64.

On the motion of Senator Dean, the Senate requested the House to return Senate Bill No. 64 for correction.

Senate Bill No. 90.

On the request of Senator Bledsoe, the votes by which Senate Bill No. 90 was finally passed and passed to

engrossment were rescinded by unanimous vote.

The bill on the request of Senator Bledsoe was laid on the table subject to call.

Senate Bill No. 86.

Amendment by Senator Dean pending.

The amendment was adopted.

Senator Hopkins sent up the following amendment:

Amend Senate Bill No. 86 by striking out near end of Section 2, "one year" and insert in lieu thereof "six months."

BUCHANAN OF BELL
HOPKINS.

The amendment was read.

Senator Clark moved to table the amendment, and the motion was lost by the following vote:

Yeas—8.

Bledsoe.	Cousins.
Buchanan of Scurry.	Faust.
Caldwell.	Floyd.
Clark.	Parr.

Nays—14.

Alderdice.	Gibson.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Carlock.	Page.
Dean.	Rector.
Dorough.	Suiter.
Dudley.	Williford.

Present—Not Voting.

Dayton.	McNealus.
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Absent.

Davidson.	Westbrook.
Hall.	Witt.
Smith.	Woods.
Strickland.	

On the motion of Senator Hopkins, the amendment was adopted.

The bill failed to be engrossed by the following vote:

Yeas—13.

Bledsoe.	Faust.
Buchanan of Scurry.	Floyd.
Caldwell.	Hertzberg.
Clark.	Parr.
Cousins.	Rector.
Dayton.	Strickland.
Dudley.	

Nays—14.

Alderdice.	Gibson.
Bailey.	Hopkins.
Buchanan of Bell.	McNealus.
Carlock.	Page.
Davidson.	Suiter.
Dean.	Williford.
Dorough.	Woods.

Absent.

Hall.	Westbrook.
Smith.	Witt.

Senator Hopkins moved to reconsider and to lay that motion on the table, which motion was adopted.

Senate Bill No. 31.

The Chair laid before the Senate on the calendar

S. B. No. 31, A bill to be entitled "An Act to amend Article 2758, Chapter 12, Title 48, of the Revised Civil Statutes of the State of Texas, 1911, as amended by S. B. No. 26, Chapter 41 of the General Laws of Texas, passed by the Fourth Called Session of the Thirty-fifth Legislature, relating to the salaries of county superintendents of public instruction, increasing the salaries of said county superintendents, providing for office expenses, adding thereto Article 2758a, extending the jurisdiction and control of county superintendents to independent school districts containing a scholastic population of one thousand or less and providing for appointment to fill unexpired terms and declaring an emergency."

The bill was read the second time.

On the motion of Senator Gibson, the bill was laid on the table subject to call.

Senate Bill No. 99.

Senator Caldwell called off the table

S. B. No. 99, A bill to be entitled "An Act to amend Sections 12 and 16 of Chapter 81 of the General Laws of the State of Texas, passed by the Thirty-sixth Legislature at its Second Called Session and approved July 1, 1919, and declaring an emergency."

Senator Caldwell sent up the following amendment:

Amend Senate Bill No. 99 by striking out Section 12 as it appears in

Section 1 of the bill and inserting in lieu thereof the following:

Section 12. Permits issued or to be issued upon applications heretofore filed or hereafter filed upon any land included in this Act may be assigned as a whole or in whole tracts or surveys, or may be assigned into one ownership or may be grouped or combined into one organization for development purposes upon such terms as the owners may agree and into one or more groups or combinations not to exceed sixteen sections of 640 acres each, more or less, in one group for developing the purpose of developing oil or gas; provided, a whole tract or survey assigned out of a permit may be grouped with other permits or tracts or surveys in other permits. All such agreements shall be recorded in the county or counties in which the land or part thereof is situated and shall be filed in the General Land Office within sixty days after the execution of same, accompanied by one dollar as a filing fee.

The amendment was read and adopted.

Senator Caldwell sent up the following amendment:

Amend Senate Bill No. 99 by striking out all of Section 2.

The amendment was read and adopted.

Senator Caldwell sent up the following amendment:

Amend Senate Bill No. 99 by re-numbering Section 3 to read Section 2.

The amendment was read and adopted.

The bill was ordered engrossed.

On the motion of Senator Caldwell, the constitutional rule was suspended by the following vote:

Yeas—28.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Woods.

Present—Not Voting.
Davidson.

Absent.

Hall.

Witt.

The bill was read the third time and finally passed by the following vote:

Yeas—24.

Bailey.	Faust.
Bledsoe.	Floyd.
Buchanan of Bell.	Gibson.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Carlock.	Page.
Clark.	Parr.
Cousins.	Rector.
Dayton.	Smith.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.

Nays—3.

Alderdice.	Suiter.
McNealus.	

Present—Not Voting.

Davidson.	Woods.
Strickland.	

Absent.

Hall.

Senate Bill No. 105.

On the request of Senator McNealus, unanimous consent was granted to take up and consider,

S. B. No. 105, A bill to be entitled "An Act amending Rockwall County Special Road Law. An Act amending Section 1, Chapter 67, Local and Special Laws of the State of Texas, passed by the Thirty-sixth Legislature and entitled 'An Act to amend by adding sections to said act of 1913, passed at the Regular Session and also amendments thereto and providing, that the commissioners court of Rockwall County, Texas, may condemn land and material of whatsoever kind for road and bridge purposes and extending and affording a remedy and means to do so, and declaring an emergency.'"

On the motion of Senator McNealus, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 105 was put on its second reading by the following vote:

Yeas—30.

Alderdice.	Bledsoe.
Bailey.	Buchanan of Bell.

Buchanan of Scurry. Hertzberg.
Caldwell. Hopkins.
Carlock. McNealus.
Clark. Page.
Cousins. Parr.
Davidson. Rector.
Dayton. Smith.
Dean. Strickland.
Dorough. Sulter.
Dudley. Westbrook.
Faust. Williford.
Floyd. Witt.
Gibson. Woods.

Absent.

Hall.

The Senate rule requiring committee reports to lie on the table one day was suspended unanimously.

The committee report that the bill be not printed was adopted.

The bill was read second time and ordered engrossed.

On the motion of Senator McNealus, the constitutional rule was suspended by the following vote:

Yeas—30.

Alderdice. Floyd.
Bailey. Gibson.
Bledsoe. Hertzberg.
Buchanan of Bell. Hopkins.
Buchanan of Scurry. McNealus.
Caldwell. Page.
Carlock. Parr.
Clark. Rector.
Cousins. Smith.
Davidson. Strickland.
Dayton. Sulter.
Dean. Westbrook.
Dorough. Williford.
Dudley. Witt.
Faust. Woods.

Absent.

Hall.

The bill was read the third time and finally passed by the following vote:

Yeas—30.

Alderdice. Dudley.
Bailey. Faust.
Bledsoe. Floyd.
Buchanan of Bell. Gibson.
Buchanan of Scurry. Hertzberg.
Caldwell. Hopkins.
Carlock. McNealus.
Clark. Page.
Cousins. Parr.
Davidson. Rector.
Dayton. Smith.
Dean. Strickland.
Dorough. Sulter.

Westbrook. Witt.
Williford. Woods.

Absent.

Hall.

Senate Bill No. 104.

The Chair laid before the Senate on the calendar

S. B. No. 104, A bill to be entitled "An Act creating the Olden Independent School District in Eastland County, Texas; defining its boundaries, such boundaries to be the same as Common School District Number 29, of Eastland County; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of Texas upon independent school districts and the board of trustees thereof; providing that the present board of trustees of said Common School District Number 29, shall continue in office until the first Saturday in April, 1921, or until their successors are elected and qualified; and providing that such trustees shall have the power to appoint four other trustees; providing for an election to be held on the first Saturday of April, 1921, to elect the successors of said trustees; declaring the maintenance tax and bond tax heretofore authorized in said Common School District Number 29, to be valid and binding upon said Independent School District; providing for an assessor and collector of taxes for said district, providing for the levying and assessing and collecting of taxes for current year, and annually thereafter; providing that all bonds, obligations, contracts and indebtedness legally existing against Common School District Number 29, are imposed upon the Olden Independent School District; providing that the title to all property within said district and all funds shall vest in the board of trustees of said Olden Independent School District and their successors in office; and declaring an emergency."

The bill was read the second time.

The committee report that the bill be not printed was adopted.

The bill was ordered engrossed.

On the motion of Senator Buchanan of Scurry, the constitutional rule was suspended by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Hall.

The bill was read the third time and finally passed by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Hall.

Senate Bill No. 87.

The Chair laid before the Senate on the calendar

S. B. No. 87, A bill to be entitled "An Act conferring certain powers upon the Commissioners Court of this State, and authorizing said courts to appropriate any sum or sums of money out of the county funds for farmers and cooperative demonstration work and home demonstration work in their respective counties along the same lines as this work is or may be conducted by the extension service of the Agricultural and Mechanical College of Texas, and the United States Department of Agriculture in cooperation with said In-

stitution and Department and upon such terms and conditions as may be agreed upon between the agent or agents of said extension service and the Commissioners' Court and repealing an Act passed by the Regular Session of the Thirty-second Legislature of the State of Texas, same being Chapter 62 thereof and an Act passed at the First Called Session of the Thirty-fifth Legislature, same being Chapter 35, thereof, and declaring an emergency."

The bill was read the second time.

Inasmuch as a House Bill on the same subject had been defeated, on the motion of Senator Smith, the bill was indefinitely postponed.

Senate Bill No. 37.

The Chair laid before the Senate on the calendar

S. B. No. 37, A bill to be entitled "An Act to aid the City of Rockport in constructing revetments and shore protection to widen and raise the grade of the street adjacent to the Bay upon which said City is located and to erect and maintain a municipal commercial wharf, bathing house and pavillion and to acquire lands necessary for widening and raising the grade of Front Street adjacent to said Bay, all for public use, by donating to said city the ad valorem taxes to be collected by the State of Texas on all property and from all persons owning property in Aransas County, Texas, and for a period of twenty years and to authorize said city to issue bonds for the purpose mentioned and to provide a penalty for the misapplication of funds raised therefrom, and to declare an emergency."

The bill was read the second time.

House Bill No. 91.

The Chair laid before the Senate, under the rules, on the same subject,

H. B. No. 91, A bill to be entitled "An Act to aid the city of Rockport in constructing revetments and shore protections, to widen and raise the grade of the street adjacent to the bay upon which said city is located and to erect and maintain a municipal commercial wharf, bathing house and pavillion, and to acquire

land necessary for the widening and raising the grade of Front Street adjacent to said bay, all for public use, by donating to said city the ad valorem taxes to be collected by the State of Texas on all property and from all persons owning property in Aransas County, Texas, for a period of twenty years, and to authorize said city to issue bonds for the purposes mentioned and to provide a penalty for the misapplication of funds raised therefrom, and declaring an emergency."

The bill was read the second time.

The committee report that the bill be printed in the Journal was adopted.

Senator Hopkins sent up the following amendment:

Amend House Bill No. 91 by adding before the emergency clause a new Section as follows:

Section 8. The donation and grant herein made is made upon the expressed condition that before any bonds shall be voted by virtue of this act or any money paid hereunder to said city, the Government Engineers of the United States, located at Galveston, Texas, shall approve in writing the proposed plans of said improvement as being sufficient to protect said city and that such improvements can be constructed for the amount of money available under this act, and provided further that no bonds shall be issued or money used herein until a complete plan of improvement has been adopted and approved as herein required, and this Act shall not authorize the use of any of the funds donated or granted hereby for the construction of any improvement not contained in and constructed as part of the original plans, and as soon as the taxes donated, or granted, hereunder have amounted to sufficient sum to pay the bonds, and all interest thereon, of the original bond issue hereunder, this grant and donation shall cease and the taxes accruing on the district affected by this Act shall again become the property of the State of Texas, and provided that but one issue of bonds shall ever be made under this act.

And by renumbering the emergency clause to correspond.

The amendment was read, and on the motion of Senator Clark was tabled.

The bill was passed to its third reading.

On the motion of Senator Bailey, the constitutional rule was suspended by the following vote:

Yeas—28.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Witt.
Faust.	Woods.

Absent.

Dayton.	Williford.
Hall.	

The bill was read the third time and finally passed by the following vote:

Yeas—25.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Strickland.
Davidson.	Suiter.
Dean.	Westbrook.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Present—Not Voting.

Buchanan of Bell.

Absent.

Dayton.	Smith.
Hall.	Williford.
McNealus.	

Senate Bill No. 102.

The Chair laid before the Senate on the calendar

S. B. No. 102, A bill to be entitled "An Act to amend Chapter 19 of the General Laws of the State of Texas, passed at the Second Called Session of the Thirty-sixth Legislature, by withdrawing the unsurveyed public free school lands from the operations of the provisions of said Chapter, and providing for the application for and

issuance of permits to prospect for oil and gas on such lands and regulating developments thereunder and declaring an emergency.

The bill was read the second time.

The Senate rule requiring committee reports to lie on the table one day was suspended by unanimous consent.

The committee report carrying amendments was adopted.

The bill was ordered engrossed.

On the motion of Senator Buchanan of Scurry, the constitutional rule was suspended by the following vote:

Yeas—26.

Alderdice.	Faust.
Bailey.	Floyd.
Buchanan of Bell.	Gibson.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Carlock.	Page.
Clark.	Parr.
Cousins.	Rector.
Davidson.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Witt.
Dudley.	Woods.

Absent.

Bledsoe.	Westbrook.
Hall.	Williford.
McNealus.	

The bill was read third time and finally passed by the following vote:

Yeas—26.

Alderdice.	Floyd.
Bailey.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Witt.
Faust.	Woods.

Present—Not Voting.

McNealus.

Absent.

Bledsoe.	Hall.
Dayton.	Williford.

House Bill No. 141.

On the request of Senator Bailey,

unanimous consent was granted to take up and consider

H. B. No. 141, A bill to be entitled "An Act to aid the city of Port Lavaca in constructing and maintaining revetments, and in the restoring, protection and improvement of the harbor and bay shore front of the city of Port Lavaca, and for the purchase, by condemnation, or otherwise, of all lands necessary for said bay shore front and harbor improvements, all for public use, by donating to said city of Port Lavaca the ad valorem taxes to be collected by the State of Texas on all property and from all persons owning property situated in Calhoun County, State of Texas, for a period of twenty years, and to authorize said city to issue bonds for the purposes mentioned, and to provide a penalty for the misappropriation of funds raised therefor, and to declare an emergency."

The bill was read the second time.

The committee report that the bill be printed in the Journal was adopted.

The bill was passed to its third reading.

On the motion of Senator Bailey, the constitutional rule was suspended by the following vote:

Yeas—27.

Alderdice.	Gibson.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Witt.
Faust.	Woods.
Floyd.	

Absent.

Bledsoe.	Hall.
Dayton.	Williford.

The bill was read the third time and finally passed.

House Bill No. 55.

On the request of Senator Parr, unanimous consent was granted to take up and consider

H. B. No. 55, A bill to be entitled "An Act to aid the city of Aransas

Pass in constructing and maintaining sea walls, breakwaters, shore protections out into Red Fish Bay, etc., and declaring an emergency."

The bill was read second time.

The committee report, carrying amendments, was adopted.

The bill was passed to third reading.

On the motion of Senator Parr, the constitutional rule was suspended by the following vote:

Yeas—29.

Alderdice.	Gibson.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.
Floyd.	

Absent.

Bledsoe. Hall.

The bill was read third time and finally passed.

House Bill No. 81.

The chair laid before the Senate on the calendar

H. B. No. 81, A bill to be entitled "An Act creating the Kirbyville Independent School District in Jasper and Newton counties, Texas, etc., and declaring an emergency."

The bill was read second time.

The committee report that the bill be not printed was adopted.

The bill was passed to its third reading.

House Bill No. 164.

The Chair laid before the Senate on the calendar

H. B. No. 164, A bill to be entitled "An Act to create a more efficient road system for Blanco County, Texas, and making the commissioners of said county ex-officio road commissioners in their respective precincts, and prescribing their duties as such, and authorizing the appointment of deputy road com-

missioners, and providing for the compensation of road commissioners and deputy road commissioners, and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 46.

The Chair laid before the Senate, on the calendar

H. B. No. 46, A bill to be entitled "An Act to establish Common County Line School District No. 2 in Hopkins and Franklin Counties, Texas, etc."

The bill was read second time.

The Senate rule requiring committee reports to lie over one day was suspended by unanimous vote.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 112.

The Chair laid before the Senate on the calendar

H. B. No. 112, A bill to be entitled "An Act creating and incorporating Idalou Independent School District in Lubbock County, etc., and declaring an emergency."

The bill was read second time.

The Senate rule requiring committee reports to lie over one day was suspended by unanimous vote.

The committee report was adopted.

The bill was passed to third reading.

Message from the Governor.

Miss Houghton, a messenger from the Governor, appeared at the bar of the Senate with the following executive message:

Governor's Office,

Austin, Texas, June 15, 1920.

To the Thirty-sixth Legislature in Third Called Session.

Citizens of the State continue to express deep concern felt in the action of the Legislature in dealing with the pink bollworm situation. In convening the Legislature in extraordinary session, and in presenting this subject, I submitted the representations of the Secretary of Agriculture of the United States, speaking for the Federal Government, respecting the possible establishment of a quarantine.

I am constrained to again suggest

the seriousness of the situation, and to express the earnest hope that a satisfactory basis for the continued co-operation of the Federal government in the control and eradication of this cotton pest may be assured to the end that no just cause may be afforded for the imposition of a quarantine against the cotton industry of our State.

The State, through the Legislature, has heretofore been committed to a policy of control and eradication, and upon the basis of the policy expressed in the statutes has invited the co-operation of the Federal government and the confidence of the producers of cotton throughout the South; and it is important to continue this policy in order to deal effectively with such encroachments of the pest as will justify the renewed intimation, under date of June 10 by the Secretary of Agriculture, of a quarantine against the State as a unit.

I am now of the opinion that it would be wise, in addition to the passing of such new measures as the Legislature may see fit, to enact, separate and apart from such measure, an appropriation of \$100,000, to put into effect the pink bollworm law at present on the statute books of Texas.

The option then will be presented me of approving the new measure, or approving the appropriation to make the present one effective. If it appears that by enactment of the new measure, the Federal government will withdraw its work of radication and will impose a quarantine, this contingency may be avoided by having the choice of these two measures before me, one of which would meet my disapproval, while of course, the one giving greatest protection to the cotton industry of Texas, under the circumstances, will become the law.

Such action by your body, giving me more latitude after your adjournment to continue negotiations with the Federal Department of Agriculture, I sincerely trust, will be the result of your deliberations.

Respectfully submitted,
W. P. HOBBY,
Governor.

Bills Introduced.

Unanimous consent was granted to send up the following bill:

By Senator Caldwell:

S. B. No. 106, A bill to be entitled "An Act to amend Subdivision 'L' of Section 16 of Chapter 207 of the

Acts of the Regular Session of the Thirty-fifth Legislature Approved April 9, 1917, and commonly known as the Acts Regulating the use of Motor Vehicles on the Public Highways, as amended in Chapter 161 of the Acts of the Regular Session of the Thirty-sixth Legislature approved April 3, 1919, by providing that cities of 10,000 inhabitants and over may establish safety zones, contiguous to railroad, interurban or street car tracks, and regulate the traffic passing same, in which even it shall not be necessary for motor vehicles or motorcycles to come to a full stop before attempting to pass railroad trains, interurban cars or street cars stopped for the purpose of receiving or discharging passengers; and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senator Witt:

S. B. No. 107, A bill to be entitled "An Act creating the San Gabriel Common School District No. 8 of Milam County, Texas, placing such district under the general laws of Texas, covering common school districts, providing for a board of trustees, continuing the taxes heretofore voted in common school district No. 8 of Milam County, Texas, transferring the public school property of present common school district Nos. 8 and 74 to the district here created, abolishing common school district No. 74 of Milam County, Texas, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Witt:

S. B. No. 108, A bill to be entitled "An Act creating Sharp Independent School District in Milam County, Texas, and placing said district under the general laws governing school districts incorporated for school purposes only, under the general laws of Texas, providing for a board of trustees, providing that this act shall not invalidate local school taxes heretofore voted by previously existing common school district No. 76 of Milam County, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

Senate Bill No. 106.

On motion of Senator Caldwell, the regular order of business was sus-

pending, and the Senate took up S. B. No. 106 out of its order, by the following vote:

Yeas—25.

Alderdice.	Faust.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Strickland.
Dayton.	Williford.
Dean.	Witt.
Dorough.	Woods.
Dudley.	

Nays—1.

Suiter.

Absent.

Davidson.	Smith.
Floyd.	Westbrook.
Hall.	

S. B. No. 106, A bill to be entitled "An Act to amend Subdivision "L" of Section 16 of Chapter 207 of the Acts of the Regular Session of the Thirty-sixth Legislature approved April 9, 1917, and commonly known as the Acts Regulating the use of Motor Vehicles on the Public Highways, as amended in Chapter 161 of the Acts of the Regular Session of the Thirty-sixth Legislature approved April 3, 1919, by providing that cities of 10,000 inhabitants and over may establish safety zones, contiguous to railroad, interurban or street car tracks, and regulate the traffic passing same, in which event it shall not be necessary for motor vehicles or motorcycles to come to a full stop before attempting to pass railroad trains, interurban cars or street cars stopped for the purpose of receiving or discharging passengers; and declaring an emergency."

On the motion of Senator Caldwell, the constitutional rule was suspended and Senate Bill No. 106 was put on its second reading by the following vote:

Yeas—27.

Alderdice.	Dayton.
Bailey.	Dean.
Bledsoe.	Dorough.
Buchanan of Bell.	Dudley.
Buchanan of Scurry.	Faust.
Caldwell.	Floyd.
Carlock.	Gibson.
Clark.	Hertzberg.
Cousins.	Hopkins.

McNealus.
Page.
Parr.
Rector.
Strickland.

Westbrook.
Williford.
Witt.
Woods.

Nays—1.

Suiter.

Absent.

Davidson.	Smith.
Hall.	

The bill was read second time.

The Senate rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report that the bill be not printed was adopted.

The bill was ordered engrossed.

On the motion of Senator Caldwell, the constitutional rule was suspended by the following vote:

Yeas—26.

Alderdice.	Dudley.
Bailey.	Faust.
Bledsoe.	Floyd.
Buchanan of Bell.	Gibson.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Carlock.	Page.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Williford.
Dean.	Witt.
Dorough.	Woods.

Nays—2.

McNealus.

Suiter.

Absent.

Hall.	Westbrook.
Parr.	

The bill was read third time and finally passed by the following vote:

Yeas—26.

Alderdice.	Dudley.
Bailey.	Faust.
Bledsoe.	Floyd.
Buchanan of Bell.	Gibson.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Carlock.	Page.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Williford.
Dean.	Witt.
Dorough.	Woods.

Nays—3.
McNealus. Westbrock.
Suiter.
Absent.
Hall. Parr.

Bills Signed.

After captions were read, the Chair signed in the presence of the Senate the following bills:

H. B. No. 146; H. B. No. 17; H. B. No. 108; H. B. No. 60; H. C. R. No. 13.

House Bill No. 47.

The Chair laid before the Senate on the calendar

H. B. No. 47, A bill to be entitled "An Act revising the taxing power of the Pandora Independent School District."

The bill was read second time.

The committee report was adopted.

Senator Bailey sent up the following amendment:

Amend the caption of the bill by inserting therein between the words "Legislature" and "Amending" the words "relating to the Pandora Independent School District".

The amendment was read and adopted.

The bill was passed to third reading.

House Bill No. 31.

The Chair laid before the Senate on the calendar

H. B. No. 31, A bill to be entitled "An Act to amend Article 3875 of the Revised Civil Statutes of the State of Texas of 1911, so as to increase the commissions of county treasurers of certain counties."

The bill was read second time.

Senator Davidson moved the adoption of the majority report that the bill do pass.

Senator Page moved the adoption of the minority report that the bill do not pass.

The yeas and nays were demanded on the minority report, and the report received the following vote:

Yeas—13.

The Chair. Clark.
Buchanan of Bell. Dean.
Buchanan of Scurry. Dorough.

Floyd. Westbrock.
Gibson. Williford.
Page. Witt.
Suiter. Woods.

Nays—13.

Bledsoe. Faust.
Caldwell. Hertzberg.
Carlock. Hopkins.
Cousins. McNealus.
Davidson. Parr.
Dayton. Rector.
Dudley.

Present—Not Voting.

Alderdice. Bailey.
Absent.

Hall. Strickland.
Smith.

The Chair voted Yea and the minority report was adopted.

House Bill No. 120.

The action by which House Bill No. 120 was passed to third reading was rescinded by unanimous consent.

H. B. No. 120, A bill to be entitled "An Act creating the Channing Independent School District in Hartley County, Texas, etc., and declaring an emergency."

Senator Bledsoe sent up the following amendment:

Amend House Bill No. 120 by striking out all of Section 2 and insert in lieu thereof the following:

Section 2. That the said Channing Independent School District shall have and exercise, and is hereby invested with all the rights, powers, privileges, and duties of a town or village incorporated under the General Laws of the State of Texas, for free School Purposes only; and the Board of Trustees for the said Channing Independent School District shall have and exercise, and is hereby vested with all the rights, privileges, powers and duties conferred and imposed by the general laws of this State upon trustees of Independent School Districts created and organized for school purposes only, under the general laws of this State. Among the rights, powers, privileges, and duties herein mentioned shall be the rights and powers of levying and assessing and collecting taxes, for the issuance of bonds, and the erection and equipment of

school houses, and for the maintenance of the public free schools in said District as are provided under the general laws of this State for the levying and collection of taxes for all said purposes in towns and villages incorporated for school purposes only; provided that the School Tax heretofore voted and levied in said Channing Independent School District as heretofore existing and in those parts of School Districts Nos. 2 and 11 herein included and incorporated into the herein created Channing Independent School District shall continue to be assessed and collected in said Channing Independent School District as now existing, and in said respective parts of Common School District as now existing, and in said respective parts of Common School Districts Nos. 2 and 11 herein consolidated with said Channing Independent School District until increased, diminished, abrogated or changed in accordance with the provisions of law; and the taxes heretofore voted in said Common School Districts Nos. 2 and 11 shall be levied, assessed and collected for the year 1920 and annually thereafter on those parts of said Common School Districts included herein until increased, diminished or abrogated as provided by the general laws of this State relating to Independent School Districts created for school purposes only, and all uncollected and delinquent taxes in those parts of said Common School Districts Nos. 2 and 11 consolidated into the herein created Channing Independent School District shall, when collected, be turned over to the Treasurer of the said herein created Channing Independent District. The tax heretofore voted in the Channing Independent School District, as existing at the time of the passage of this act, shall continue to be levied, assessed, and collected in said district as heretofore existing until increased, diminished, or abrogated as provided by law, or until the District created by this act shall, as a whole, vote a school tax.

The amendment was read and adopted.

The bill was passed to third reading.

Senate Bill No. 107.

On the request of Senator Witt,

unanimous consent was granted to take up and consider

S. B. No. 107, A bill to be entitled "An Act creating the San Gabriel Common School District No. 8 of Milam County, Texas, placing such district under the general laws of Texas, covering common school districts, providing for a board of trustees, continuing the taxes heretofore voted in common school district No. 8 of Milam County, Texas, transferring the public school property of present common school districts Nos. 8 and 74 to the district here created, abolishing common school district No. 74 of Milam County, Texas, and declaring an emergency."

On the motion of Senator Witt the constitutional rule was suspended and Senate Bill No. 107 was put on its second reading by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Hall.

The bill was read second time.

The Senate rule requiring committee reports to lie over one day was suspended unanimously.

The committee report was adopted.

The bill was ordered engrossed.

On the motion of Senator Witt the constitutional rule was suspended by the following vote:

Yeas—30.

Alderdice.	Dean.
Bailey.	Dorough.
Bledsoe.	Dudley.
Buchanan of Bell.	Faust.
Buchanan of Scurry.	Floyd.
Caldwell.	Gibson.
Carlock.	Hertzberg.
Clark.	Hopkins.
Cousins.	McNealus.
Davidson.	Page.
Dayton.	Parr.

Rector.
Smith.
Strickland.
Suiter.

Westbrook.
Williford.
Witt.
Woods.

Absent.

Hall.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Hall.

Senate Bill No. 108.

On the request of Senator Witt, unanimous consent was granted to take up and consider

S. B. No. 108, A bill to be entitled "An Act creating the Sharp Independent School District in Milam County, Texas, and placing said district under the general laws governing school districts incorporated for school purposes only, under the general laws of Texas, providing for a board of trustees, providing that this act shall not invalidate local school taxes heretofore voted by previously existing common school district No. 76 of Milam County, and declaring an emergency."

On the motion of Senator Witt, the constitutional rule was suspended by the following vote:

Yeas—30.

Alderdice.	Davidson.
Bailey.	Dayton.
Bledsoe.	Dean.
Buchanan of Bell.	Dorough.
Buchanan of Scurry.	Dudley.
Caldwell.	Faust.
Carlock.	Floyd.
Clark.	Gibson.
Cousins.	Hertzberg.

Hopkins.
McNealus.
Page.
Parr.
Rector.
Smith.

Strickland.
Suiter.
Westbrook.
Williford.
Witt.
Woods.

Absent.

Hall.

The bill was read second time.

The Senate rule requiring committee reports to lie on the table one day was suspended unanimously.

The bill was ordered engrossed.

The constitutional rule was suspended by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Hall.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Hall.

House Bill No. 165.

The Chair laid before the Senate on the calendar

H. B. No. 165, A bill to be entitled "An Act to amend Sections 3 and 12, of Chapter 32, of the Local and Special Laws of the Regular Session of the Thirty-fifth Legislature, as Section 3 thereof was amended by Chapter 6 of the Local and Special Laws of the Regular Session of the Thirty-sixth Legislature, so as to give the commissioners court authority to regulate the pay of road hands and teams; and to provide how road hands and teams summoned to work out their road duty may release themselves from said duty."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 123.

The Chair laid before the Senate on the calendar

H. B. No. 123, A bill to be entitled "An Act creating the Hartley Independent School District, situated in Hartley County, Texas, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 62.

The Chair laid before the Senate on the calendar

H. B. No. 62, A bill to be entitled "An Act to create and establish the Dixon Independent School District in Hunt County, Texas, and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 81.

The Chair laid before the Senate on the calendar

H. B. No. 81, A bill to be entitled "An Act creating the Kirbyville Independent School District in Jasper and Newton Counties, Texas, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 163.

The Chair laid before the Senate on the calendar

H. B. No. 163, A bill to be entitled "An Act to validate the incorporation of Fredericksburg Independent School District of Gillespie County, Texas, and to declare valid all acts of the board of trustees of said district and of the commissioners court of Gillespie County, relative and pertaining to all matters connected with the original incorporation of said district and the subsequent adding to of territory creating said district, and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 115.

The Chair laid before the Senate on the calendar

H. B. No. 115, A bill to be entitled "An Act to create the Miami Independent School District in Roberts County, Texas, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 156.

The Chair laid before the Senate on the calendar

H. B. No. 156, A bill to be entitled "An Act creating Bonnie View Independent School District in Refugio County, Texas, providing that said Independent School District and the board of trustees thereof shall have and enjoy all the rights, powers, privileges and duties imposed and conferred by the general statutes upon independent school districts in this State, and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 124.

The Chair laid before the Senate on the calendar

H. B. No. 124, A bill to be entitled "An Act creating the Quail Independent School District in Collingsworth County, Texas, etc., and declaring an emergency"

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 138.

The Chair laid before the Senate on the calendar

H. B. No. 138, A bill to be entitled "An Act creating and incorporating the Carlisle Independent School District in Lubbock County, Texas, out of territory now comprising Common School District No. 24 in Lubbock County, as created by the commissioners court of Lubbock County, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 85.

The Chair laid before the Senate on the calendar

H. B. No. 85, A bill to be entitled "An Act creating and incorporating the Johnson Independent School District in Terry County, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 95.

The Chair laid before the Senate on the calendar

H. B. No. 95, A bill to be entitled "An Act to amend Section 1 of Chapter 58 of the Local and Special Laws of the State of Texas, passed by the Thirty-sixth Legislature at its Regular Session, which act is an amendment of the act creating the Winnie Independent School District, in the counties of Chambers and Jefferson, in the State of Texas, and declaring an emergency."

The bill was read the second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 111.

The Chair laid before the Senate on the calendar

H. B. No. 111, A bill to be entitled "An Act extending the boundaries of and adding territory to the Union Independent School District in Terry County, Texas, etc., and declaring an emergency."

The bill was read the second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 75.

The Chair laid before the Senate on the calendar

H. B. No. 75, A bill to be entitled "An Act creating the Millersview Independent School District in Concho County, Texas, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 109.

The Chair laid before the Senate on the calendar

H. B. No. 109, A bill to be entitled "An Act creating the Fairview Independent School District in Milam and Williamson counties, Texas, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 84.

The Chair laid before the Senate on the calendar,

H. B. No. 84, A bill to be entitled "An Act creating and incorporating the Fairview Independent School District in Crosby County, and declaring an emergency."

The bill was read the second time.

The committee report was adopted.

The bill was passed to third reading.

House Bill No. 67.

The Chair laid before the Senate on the calendar,

H. B. No. 67, A bill to be entitled "An Act creating the Dalhart Consolidated Independent School District in Dallam and Hartley Counties, Texas, consolidating and incorporating into said independent school district the territory included in the present Dalhart Independent School District, Telshowe Common School District No. 10 and Chamberlain Common School District No. 12, defining its boundaries, vesting it with the rights, powers, duties, and privileges of districts incorporated for school purposes only, under the general law; providing for a board of trustees thereof; making provisions for taxation for school purposes in said district, and declaring an emergency."

The bill was read second time.

The committee report was adopted.
The bill was passed to third reading.

House Bill No. 150.

The Chair laid before the Senate on the calendar

H. B. No. 150, A bill to be entitled "An Act to amend Sections 1 and 4, Chapter 88, Special Laws passed at the Second Called Session of the Thirty-sixth Legislature, approved July 23, 1919, creating and defining the boundaries of the Graford Independent School District of Palo Pinto County, Texas, and declaring an emergency."

The bill was read second time.

The committee report was adopted.
The bill was passed to third reading.

House Bill No. 166.

The Chair laid before the Senate on the calendar

H. B. No. 166, A bill to be entitled "An Act extending the boundaries of and adding territory to the Tahoka Independent School District in Lynn County, Texas, as created by Acts Thirty-fifth Legislature, Regular Session, Chapter 143, Local and Special Laws; defining the boundaries thereof as hereby extended, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.
The bill was passed to third reading.

House Bill No. 87.

The Chair laid before the Senate on the calendar

H. B. No. 87, A bill to be entitled "An Act creating and incorporating the McCarty Independent School District in Dawson County, out of territory now composing Common School District No. 2 in said county, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.
The bill was passed to third reading.

House Bill No. 99.

The Chair laid before the Senate on the calendar

H. B. No. 99, A bill to be entitled "An Act re-establishing and redefining the boundaries of the present West Dallas Independent School District in

Dallas County, Texas, and declaring an emergency."

The bill was read second time.

The committee report was adopted.
The bill was passed to third reading.

House Bill No. 86.

The Chair laid before the Senate on the calendar

H. B. No. 86, A bill to be entitled "An Act creating and incorporating Blythe County Line Independent School District out of territory in Gaines, Terry and Yoakum Counties, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.
The bill was passed to third reading.

House Bill No. 77.

The Chair laid before the Senate on the calendar

H. B. No. 77, A bill to be entitled "An Act creating the Brady Valley Independent School District in Concho County, Texas, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.
The bill was passed to third reading.

House Bill No. 80.

The Chair laid before the Senate on the calendar

H. B. No. 80, A bill to be entitled "An Act creating the Dumas Independent School District, and declaring an emergency."

The bill was read second time.

The committee report was adopted.
The bill was passed to third reading.

House Bill No. 70.

The Chair laid before the Senate on the calendar

H. B. No. 70, A Bill to be entitled "An Act creating an independent school district to be known as Spearman Independent School District; etc., etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.
The bill was passed to third reading.

House Bill No. 132.

The Chair laid before the Senate on the calendar

H. B. No. 132, A bill to be entitled "An Act creating the Mobeetle Independent School District in Wheeler County, Texas; defining its boundaries; providing for a board of trustees in said district; and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to its third reading.

House Bill No. 76.

The Chair laid before the Senate on the calendar

H. B. No. 76, A bill to be entitled "An Act creating the Eden Independent School District in Concho County, Texas, etc., and declaring an emergency."

The bill was read the second time.

The committee report was adopted.

The bill was passed to its third reading.

House Bill No. 137.

The Chair laid before the Senate on the calendar

H. B. No. 137, A bill to be entitled "An Act creating the Shallow Water Independent School District, and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to its third reading.

House Bill No. 139.

The Chair laid before the Senate on the calendar

H. B. No. 139, A bill to be entitled "An Act to amend Section 11, Chapter 38, of the Second Called Session of the Thirty-sixth Legislature, creating the Academy Consolidated Independent School District out of the following common school districts in Bell County, Texas: Academy Common School District No. 40, Burgess Common School District No. 114 and Knob Creek Common School District No. 31, with, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to its third reading.

House Bill No. 113.

The Chair laid before the Senate on the calendar

H. B. No. 113, A bill to be entitled "An Act creating and incorporating Canyon Independent School District in Lubbock County, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to its third reading.

House Bill No. 121.

The Chair laid before the Senate on the calendar

H. B. No. 121, A bill to be entitled "An Act creating the Rowena Independent School District in Runnels County, Texas, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to its third reading.

House Bill No. 122.

The Chair laid before the Senate on the calendar

H. B. No. 122, A bill to be entitled "An Act creating the Miles Independent School District in Runnels and Tom Green Counties, Texas, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to its third reading.

House Bill No. 142.

The Chair laid before the Senate on the calendar

H. B. No. 142, A bill to be entitled "An Act to provide a more efficient road law for Mills County, creating the office of county road superintendent for Mills County, etc., and declaring an emergency."

The bill was read second time.

The committee report was adopted.

The bill was passed to its third reading.

House Bill No. 147.

On the request of Senator Smith, unanimous consent was granted to take up and consider

H. B. No. 147, A bill to be entitled

"An Act to amend Section 3 of an act entitled 'An Act further regulating banks and bank and trust companies incorporated under the laws of Texas by granting authority to such corporations to become members of Federal reserve banks,' etc., passed at the Second Called Session of the Thirty-third Legislature and approved October 19, 1914, so as to provide that every banking corporation chartered under the laws of this State with a capital stock of at least twenty-five thousand dollars and which does not become a member of a Federal reserve bank under the laws of the United States, shall at all times have an amount of cash on hand and cash due from other banks equal to at least twenty (20) per cent of the aggregate amounts of its demand deposits; and all banks not located in a central reserve city, having a capital stock of twenty-five thousand dollars or more and which do not become members of the Federal reserve bank under the laws of the United States shall at all times have an amount of cash on hand and cash due from other banks equal to at least fifteen (15) per cent of the aggregate amount of its demand deposits and declaring an emergency."

The bill was read second time.

The Senate rule requiring committee reports to lie over one day was suspended unanimously.

The committee report was adopted.

The bill was passed to its third reading.

On the motion of Senator Smith, the constitutional rule was suspended by the following vote:

Yeas—24.

Alderdice.	Dudley.
Bailey.	Floyd.
Bledsoe.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.

Absent.

Davidson.	Strickland.
Faust.	Witt.
Hall.	Woods.
McNealus.	

The bill was read third time and finally passed by the following vote:

Yeas—24.

Alderdice.	Dudley.
Bailey.	Gibson.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Rector.
Clark.	Smith.
Cousins.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Woods.

Absent.

Davidson.	McNealus.
Faust.	Strickland.
Floyd.	Witt.
Hall.	

Adjournment.

On the motion of Senator Clark the senate stood adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Petitions.

Senator Faust sent up a petition referred to Committee on Agriculture.

Senator Davidson sent up a petition referred to Committee on Agriculture.

Engrossing Committee Reports.

Committee Room.

Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 104 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room.

Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 71 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room.

Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on En-

grossed Bills, have had Senate Bill No. 89 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, June 15, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 26 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, June 14, 1920.
Hon. W. A. Johnson, President of the Senate:

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 64 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Reports.

(Floor Report)

Senate Chamber,
Austin, Texas, June 15, 1920.

Sir: We, your Committee on Insurance and Banking have examined House Bill No. 147 and beg to report that it do pass and on account of shortness of time be not printed.

Smith, Chairman; Cousins, Dudley, Page, Gibson, Woods, Suiter.

Senate Chamber,
Austin, Texas, June 14, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 31, A bill to be entitled "An Act to amend Article 3875, of the Revised Civil Statutes of the State of Texas of 1911, so as to increase the commissions of county treasurers of certain counties,"

Have had the said bill under consideration, and I am directed by said committee to report said bill back to the Senate with the recommendation that it do pass and be not printed, with the following committee amendments:

(1) Amend the bill by striking out the words "three thousand" at the end of Section One, and inserting in lieu thereof the following: "Twenty-seven Hundred."

DEAN, Chairman.

Senators Page and Suiter gave notice of minority report to the effect that the bill should not pass.

Committee Room,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education to whom was referred House Bill No. 112, have had same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education to whom was referred House Bill No. 46, have had same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

Senate Chamber,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred House Bill No. 149, has had said bill under consideration, and I am directed by said committee to report said bill back to the Senate with the recommendation that it do pass with the following amendments, and be not printed:

(1) Amend the bill by striking out sub-sections (2) and (3) of Section 1.

(2) Amend the caption by striking out the words "three-fourths of all monies collected from said occupation taxes received from persons, firms, companies or associations of persons doing business within the limits of said road district, and all said poll taxes collected from persons within the limits of said road district."

DEAN, Chairman.

(Floor Report)

Senate Chamber,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred H. B. No. 101, A bill to be entitled "An Act authorizing and empowering certain municipalities of this State to fix and prescribe the annual salary or compensation of their City or Corporation Judge, City Attorney and City Auditor at not exceeding a maximum prescribed sum, fixing the maximum

amount thereof and declaring an emergency."

Have had said bill under consideration, and report the same back to the Senate with the recommendation that it do pass.

Carlock, Vice Chairman; Williford, Hopkins, Faust, Bailey. .

(Floor Report)

Committee Room,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

S. B. No. 102, A bill to be entitled "An Act to amend Chapter 19, of the General Laws of the State of Texas, passed at the Second Called Session of the Thirty-sixth Legislature, by withdrawing the unsurveyed public free school lands from the operation of the provisions of said Chapter, and providing for the application for and issuance of permits to prospect for oil and gas on such lands and regulating developments thereunder, and declaring an emergency,"

Have had same under consideration, and beg leave to report same back with the recommendation, that it do not pass, but that Committee Substitute Bill pass in lieu thereof, and be not printed.

Caldwell, Chairman; Buchanan of Scurry, Dudley, Buchanan of Bell, Witt.

Committee Substitute for Senate Bill
No. 102.

An Act to provide the manner for those for acquiring the oil and gas rights of the State in the unsurveyed public free school land and providing the rights hereunder to be the same as those for permits issued on surveyed school land and the filing of suit for the recovery of same and repealing all laws and parts of laws in conflict herewith and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. One desiring to acquire the oil and gas in any portion of the unsurveyed land believed to belong to the School Fund shall make a written application of inquiry to the Commissioner of the General Land Office. The inquiry shall give the applicant's postoffice address, state in effect that he desires to acquire

the oil and gas in the land and sufficiently designate it. If it should appear from the records of the Land Office that the area belongs to the Public Free School Fund, or if there should be doubt as to the existence of the area as Public Free School Land, the applicant shall be advised and given the name and address of an authorized surveyor with whom he may contract for the survey of the land at the expense of the applicant.

The applicant shall file an application with the surveyor of the county in which the area or a part thereof is situated, or with a licensed surveyor, accompanied by \$1.00 as a filing fee. The application shall be filed and recorded in the proper county and sufficiently describe the land. The survey shall be made and returned to the General Land Office within ninety days after the date of the Commissioner's advice as to an available authorized surveyor. If the Commissioner should decline to recognize the existence of the area as public free school land and refuse to authorize a survey to be made, such person may file an application with the County Surveyor of the county in which the area is wholly or partly located or in the county to which such county may be attached for surveying purposes; provided, if there should be no County Surveyor, then such application may be filed with a licensed land surveyor and in either event the application shall be recorded in the surveyor's records of the proper county, and thereupon the applicant may in ninety days and not thereafter file a suit in the District Court of the county in which the area or a part thereof is situated, against the surveyor with whom the application was filed, or in the county to which such county may be attached for judicial purposes to compel the surveyor to make the survey and thereupon the surveyor shall implead the claimant of the land and in such proceedings determine if the area be public land. In such proceedings the surveyor shall not be held for any cost incurred. If the final judgment of the Court should decree the area or part thereof to be public school land, the surveyor shall make the survey, and the application, field notes and \$1.00 filing fee, together with the decree of the court shall be filed in the General Land Office within ninety days from date of the final decree. When,

in any case, the surveyor returns the field notes and a plat of the survey to the General Land Office together with the \$1.00 filing fee to be paid by the applicant the Commissioner shall inspect the papers and if found correct and the land is found to belong to the Public Free School Fund, they shall be approved by the issuance of an oil and gas permit thereon in the manner and under the same rules and regulations prescribed by law for surveyed school land, under Chapter 83 of an Act approved March 16, 1917, and the owner of such permit shall have the same rights as provided for in said Chapter 83, and as provided in Chapter 81. Act approved July 31, 1919, provided: if a producing oil or gas well be in paying quantities should have been developed prior to the issuance of a permit or shall hereafter be developed on lands privately owned within one thousand feet of an area included in a permit issued under this act, the owner of such permit shall begin the drilling of a well on the area included in such permit within six months from the date of the permit if production had already been found, or within six months after production may be found within said one thousand feet. The State shall receive a royalty of one-eighth of the value of all oil and gas produced under permits issued under this Act. Provided, that any person, association or corporation that has heretofore filed an application as required by law to acquire the oil and gas rights in any land included in this Act, and whose application shall not have been granted, shall have the right for ninety days from the taking effect of this Act in which to avail themselves of the provisions of this Act and the procedure herein in the matter of filing suit for the purpose of determining the existence of the area as unsurveyed public free school land, and the rights of such applicants shall date from the time the application was filed with the County Surveyor, provided, such suits shall be filed against the claimant of the land.

Section 2. All laws and parts of laws in conflict with this act are hereby repealed.

Section 3. The importance of this proposed legislation and the near approach of the close of the present session creates an emergency and an imperative public necessity exists

that the constitutional rule requiring bills to be read in each house on three separate days be suspended and that this act be put upon its third reading and final passage, and that it take effect from and after its passage.

(Floor Report)

Senate Chamber,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

S. B. No. 105, A bill to be entitled "An Act amending Rockwall County Special Road Law, etc.,

Have had same under consideration and we beg to report same back to the Senate with the recommendation that it do pass and that it be not printed.

Woods, Chairman; Williford, Page, Carlock.

Committee Room,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education to whom was referred House Bill No. 47 have had same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

(Floor Report)

Senate Chamber,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries to whom was referred

S. B. No. 106, A bill to be entitled "An Act to amend Subdivision L of Section 16 of Chapter 207 of the Acts of the Regular Session of the Thirty-fifth Legislature approved April 9, 1917, and commonly known as the Act regulating the use of Motor Vehicles on the Public Highways as amended in Chapter 161 of the acts of the Regular Session of the Thirty-sixth Legislature approved April 3, 1919, by providing that cities of 10,000 inhabitants and over may establish safety zones contiguous to railroad, interurban or street car tracks and regulate the traffic passing same in which event it shall not be necessary for motor vehicles or motor cycles to come to a full stop before attempting to pass railroad trains, interurban cars or street cars stopped for the

purpose of receiving and discharging passengers, and declaring an emergency."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

Woods, Chairman; Caldwell, Williford, Clark, Carlock, Page.

Committee Room,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education to whom was referred Senate Bill No. 107 have had same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education to whom was referred Senate Bill No. 108 have had same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred House Bill No. 8, have had same under consideration and beg leave to report same back to the Senate, with the recommendation that it do pass, and be printed in the Journal, with the following amendments:

Amend bill by inserting the following under the head of "Sul Ross Normal College," page 9:—

Salary adjustment and additional teachers	\$13,180
Construction to make school accessible to students,—	
walks and drives.....	5,000
To screen windows as protection against hail.....	2,000
Additional equipment and supplies for science.....	1,500
Labor and drayage.....	500
Summer School (1921).....	800
Insurance	500
Traveling Expenses	300
To complete seating auditorium	1,000
To complete Manual Training	1,500

To put in makeshift cafeteria 1,000

\$27,280

Amend the bill by inserting under the head of "East Texas Normal College, the following:—

"To finish and furnish dormitory"

\$15,000

Amend the bill by making the following changes under the head of "Southwest Texas Normal College," page 8; change \$3800 item No. 5, page 8, line 9, substituting in lieu thereof \$5000, wherever same shall occur in bill; change wording of lines 10 and 11, page 8, to read as follows: "To meet the deficiency for completing cafeteria—\$2500."

Amend the bill by inserting after line 17, page 2, the following: "To erect and to equip a frame building for offices, classrooms, and storage room for small arm equipment for the use of the Professor of Military Science and Tactics and his assistants detailed to the College by the United States Government." \$15000.

Amend the bill by adding, after the line beginning "Grand Total," and just before section 2 of the bill, the following:—"That the following sums of money, or so much thereof as may be necessary, be and the same are hereby appropriated out of any money in, the State Treasury not otherwise appropriated for the support of the State Government from September. 1, 1920 to August 31, 1921, as supplemental to the amount heretofore appropriated by the Thirty-sixth Legislature for the support of the Department of Education for the year beginning Sept. 1, 1920 and ending August 31, 1921, to-wit:

For increase of salaries and for additional employees of the department.....	\$15,900
For increase for printing, postage and contingent fund.	11,800

The foregoing amounts are supplemental to the amounts formerly appropriated by the Thirty-sixth Legislature for similar purposes for the year 1920 and 1921, and are subject to the disposition of the State Superintendent of Public Instruction for the purposes herein stated, and are not subject to restrictions made in previous appropriations for this fiscal year.

Amend the caption of the bill by inserting before the Emergency Clause the following:—"and The State Department of Education."

WESTBROOK, Chairman.

By Thomas.

A BILL

H. B. No. 8.

To be Entitled

An Act making appropriations to pay the additional salaries of officers and employes of certain educational institutions and for improvements and addition to such institutions and other expenses of maintaining and conducting them as follows, to-wit: University of Texas, including the Medical Department at Galveston and the Department of Mines and Metallurgy at El Paso; Agricultural and Mechanical College; Prairie View State Normal and Industrial College; College of Industrial Arts for Women; Sam Houston Normal Institute; the North Texas State Normal College; Southwest Texas State Normal School; West Texas State Normal College; East Texas State Normal College; Sul Ross State Normal College; John Tarleton Agricultural College; and Grubb's Vocational College; and Texas School for the Blind; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the following sums of money, or so much thereof as may be necessary, be and the same are hereby appropriated to pay the salaries of the officers and employes and other expenses for the support and maintenance of said educational institutions in the State of Texas, with such changes and substitutions within the totals as the respective governing boards may direct. The said appropriations are in addition to the appropriations heretofore made for said institutions by the Acts of the Thirty-sixth Legislature.

University of Texas:

To supplement the amount heretofore appropriated by the Thirty-sixth Legislature for the maintenance, support and direction of the University of Texas, including the Medical Department at Galveston and the Department of Mines and Metallurgy at El Paso, for the year beginning September 1, 1920, and ending August 31, 1921, from the general revenue, with such changes and substitutions and distributions within the totals of the following items for the University as the Board of Regents may find necessary for the different institutions hereinbefore named.

Traveling expenses of the President of the University for the fiscal year ending August 31, 1921, not exceeding \$1,000.00 to be used for traveling outside of the State, the appropriation for the President's traveling expenses, \$1500.00 for the year ending August 31, 1921," appearing in Chapter 85 an page 318, General Laws of the Thirty-sixth Legislature, Second Called Session, 1919, being hereby repealed. \$ 1,500.00

To maintain the positions and to continue the departments which were eliminated by the Legislature in the appropriation bill, amounting to. 125,000.00

To replace the deficiency allowed by the Governor for 1919-1920 used in making necessary additions to the teaching staff to accommodate increased attendance at the University, amounting to. 61,325.00

To make necessary increases in salaries for 1920-1921, amounting to. 143,144.00

To meet the increased cost of all equipment and supplies. 30,000.00

To make necessary additions to the teaching staff for the session 1920-1921. 63,105.00

Total for the University of Texas. \$424,074.00

Said amount to be used and applied under the direction and control of the Board of Regents of the University of Texas.

Agricultural and Mechanical College and its Branches:

To supplement the amount heretofore appropriated by the Thirty-sixth Legislature for the maintenance, support and direction of the Agricultural and Mechanical College, including the Agricultural Experiment Stations, and John Tarleton Agricultural College, the Grubb's Vocational College, the Prairie View State Normal and Industrial College, for the year beginning September 1, 1920, and ending August 31, 1921, from the general revenue, with such changes and substitutions and distributions within the totals of the following items for the Agricultural and Mechanical College as the Board of Directors of said College may find necessary for the different institutions hereinbefore named:	
To increase the salaries of officers, teachers, and other employes at an average increase of approximately 20 per cent on the basis of the total salary appropriations allowed by the Legislature for 1920-1921.	\$ 64,000.00
To provide salaries of teachers employed out of funds provided by an emergency appropriation allowed by the Governor.	14,000.00
To increase salaries of teachers employed and whose salaries have been paid out of the emergency appropriation indicated in Item 2.	2,800.00
To pay salaries of additional teachers employed to take care of the increase in attendance for 1920-1921.	32,000.00
To supplement the available appropriation for 1919-1920 for the maintenance of the following departments: Dean of the College and Registrar's Office, Fiscal Department, Agricultural Engineering, Agronomy, Animal Husbandry, Architecture and Architectural Engineering, Biology, Chemistry, and Chemical Engineering, Civil Engineering, Drawing, Dairy Husbandry, Economics and History, Electrical Engineering, Entomology, Highway Engineering, Horticulture, Mechanical Engineering, Military Science and Tactics, Physics, Poultry Husbandry, Rural Social Science, Veterinary Medicine, Vocational Teaching.	15,000.00
To supplement the available appropriation for 1919-1920 for the maintenance of the Steam Plant.	6,000.00
To supplement the appropriation for 1919-1920 for addition to the present laundry building, including equipment.	4,000.00
Total for the Agricultural and Mechanical College.	\$137,800.00

Agricultural Experiment Station:

To increase salaries for all positions at the Main Station based on a 15 per cent increase above the appropriation allowed for 1920-1921.	\$ 19,516.00
Total for Agricultural Experiment Station.	\$ 19,516.00

John Tarleton Agricultural College:

To supplement the available appropriations for 1919-1920 for the maintenance of the following departments: Home Economics, Manual Arts, Chemistry and Physics, Biology, Agriculture, Commercial Arts.....	\$ 5,000.00
For repairs to the foundation, the walls and the roof of the girls' dormitory.	10,000.00
To increase the salaries of officers, teachers and other employees on the basis of an average of 20 per cent on the basis of the total salary appropriation allowed by the Legislature for 1920-1921.	11,400.00
To provide salaries for additional teachers to take care of the increase in attendance for 1920-1921.	11,200.00
Total for John Tarleton Agricultural College....	\$ 37,600.00

Grubbs Vocational College:

To supplement the available appropriations for 1919-1920 for the maintenance of the following departments: Agriculture, Applied Arts, Biology, Chemistry, Clothing material, foods, Mechanical Arts and Physics.	5,000.00
To increase the salaries of officers, teachers and other employees on the basis of an average of 20 per cent on the basis of the total salary appropriation allowed by the Legislature for 1920-1921.	10,280.00
To provide salaries for additional teachers to take care of the increase in attendance for 1920-1921.	6,680.00
Total for Grubb's Vocational College....	\$ 21,960.00

Prairie View State Normal and Industrial College:

To increase the salaries of officers, teachers and other employees on the basis of an average of approximately 10 per cent on the basis of the total salary appropriation allowed by the Legislature for 1920-1921.....	\$ 9,195.00
To supplement the available fuel appropriation of \$18,000.00 by a sufficient sum to maintain the steam plant to September 1, 1920.....	20,000.00
To supplement the available appropriations for 1919-1920 for the maintenance of the following departments: Agriculture, Home Economics, Laundry and Hat Making, Mechanical engineering, and Science.....	7,500.00
To supplement available appropriations for 1919-1920 for roads and grounds, none of which to be used on any public road.....	3,000.00
Total for Prairie View St. N. & I. College:	\$ 39,695.00

Total for A. & M. College and its branches:

\$256,571.00

College of Industrial Arts:

To supplement the amount heretofore appropriated by the Thirty-sixth Legislature for the maintenance, support and direction of the College of Industrial Arts and for additional buildings, repairs and equipment, with such changes and substitutions and distributions within the totals of the following items as the Board of Regents may find necessary, to-wit:

For additional faculty members and for salary increase of present members of faculty and other employees as directed by the Board of Regents for the fiscal year 1920 and 1921....	\$ 41,894.00	
For biological science building and repair of glass greenhouse for the fiscal year 1919-1920	8,000.00	
Total for the College of Industrial Arts..		\$ 49,894.00

Sam Houston Normal Institute.

To supplement the amount heretofore appropriated by the Thirty-sixth Legislature for the maintenance, support and direction of the Sam Houston Normal Institute for the year beginning September 1, 1920, and ending August 31, 1921.		
Salary adjustments for faculty and employees..	\$ 22,464.00	
Additional teachers and other employees.....	3,536.00	
Additional equipment and instructors for teacher-training and vocational agriculture to meet requirements of State and Federal Boards....	11,925.00	
Sanitary filter apparatus with swimming pool for protection of health of students.....	2,100.00	
To meet the deficiency in the following items for the years 1919-1920:		
Repairs and improvements.....	\$1,100.00	
Labor	400.00	
Furniture and supplies.....	600.00	
Catalogues, bulletins, school printing	750.00	
Fuel, light and power.....	800.00	
Total deficiencies....	\$3,650.00	
	3,650.00	
Total for Sam Houston Normal Institute.		\$ 43,675.00
Said amounts to be used and applied under the direction and control of the Board of Regents of the State Normal Colleges		

North Texas Normal College:

To supplement the amount heretofore appropriated by the Thirty-sixth Legislature for the maintenance, support and direction of the North Texas Normal College for the year beginning September 1, 1920, and ending August 31, 1921, from the general revenue, with such changes and substitutions and distributions within the totals of the following items for the North Texas Normal College, as the Board of Regents of the State Normal Colleges may find necessary for said institution, to-wit:		
Additional amount for heating, equipment for education building.....	\$ 1,650.00	
For additional teachers and other employees...	16,245.00	
Salary increases for present teachers and other employees for said period.....	32,078.00	
For additional teachers for the summer session 1920.....	1,400.00	
Total for North Texas Normal College...		\$ 51,373.00

Southwest Texas Normal College:

To supplement the amount heretofore appropriated by the Thirty-sixth Legislature for the maintenance, support and direction of the

Southwest Texas State Normal College for the year beginning September 1, 1920, and ending August 31, 1921, from the general revenues, with such changes and substitutions and distribution within the totals of the following items for said institution as the Board of Regents of the Normal Schools may find necessary as follows, to-wit:

Salary increase for teachers and other employees.	\$ 24,864.00
Painting and roof repair.....	1,600.00
Installing and equipping hospital.....	2,500.00
Practice cottage for Vocational Home Economics	2,000.00
To meet the deficiency in the following items for the year 1919 and 1920: Fuel, light, heat, power and plumbing.....	3,800.00
To meet the deficiency for equipment and furnishings for cafeteria.	2,500.00
Total for Southwest Texas Normal College	\$ 37,264.00

West Texas Normal College:

To supplement the amount heretofore appropriated by the Thirty-sixth Legislature for the maintenance support and direction of the West Texas State Normal College for the year beginning September 1, 1920, and ending August 31, 1921, from the general revenue, with such changes and substitutions and distributions within the totals of the following items as the Board of Regents for the State Normal Colleges of Texas may find necessary.	
For increase of salaries of teachers, officers and other employees.....	\$ 20,520.00
For additional teachers and employees.....	18,040.00
For essential departmental equipment.....	9,000.00
For additional furniture and equipment for dormitory.	5,000.00
For repairs, sidewalk, printing, painting and office supplies.	3,500.00
For equipment of infirmary.....	2,000.00
Total for West Texas Normal College....	\$ 58,060.00

East Texas Normal College:

To supplement the amount heretofore appropriated by the Thirty-sixth Legislature for the maintenance, support and direction of the East Texas Normal College for the year beginning September 1, 1920, and ending August 31, 1921, from the general revenue, with such changes and substitutions and distributions within the totals of the following items as the Board of Regents of the State Normal Colleges of Texas may find necessary, to-wit:	
Salary adjustment.	\$ 24,504.00
Additional teachers, janitors and other help...	3,360.00
To meet the deficiency in the following items for the years 1919 and 1920:	
Repair and upkeep of buildings, including new roof on building, and draining grounds.....	1,500.00
Printing catalogues, bulletins and advertising...	500.00
Repointing masonry and waterproofing walls, I. Hall, Dormitory and Science Hall.....	7,500.00
Total for East Texas Normal College.....	\$ 37,364.00

Sul Ross Normal College:

To supplement the amount heretofore appropriated by the Thirty-sixth Legislature for the year beginning September 1, 1920, and ending August 31, 1921, from the general revenue, with such changes and substitutions and distributions within the totals of the following items as the Board of Regents of the Texas State Normal Colleges may find necessary, to-wit:

Salary adjustment and additional teachers.....	\$ 10,544.00	
Supplies and equipment for sciences.....	1,500.00	
Labor and drayage.....	500.00	
Traveling expenses, Board of Regents and Superintendent.	300.00	
Insurance.	500.00	
To meet the deficiency in the following items for years 1919 and 1920:		
To build walks and drives to school plan.....	5,000.00	
For screens for windows to protect building from hail.	2,000.00	
Total for Sul Ross Normal College.....		\$ 20,344.00
Texas School for the Blind:		
Increase in salaries of teachers and employees for session 1920-1921, amounting to.....	\$ 5,500.00	
Total for Texas School For The Blind....		\$ 5,500.00
Grand Total.		\$984,119.00

Sec. 2. The fact that the University, colleges and institutions for which many of the foregoing appropriations are made are at present in need of immediate relief and their efficiency will be seriously impaired unless such relief is granted, require the appropriations be made with as little delay as possible to meet the deficiency and emergency demands of said institutions, and the further fact that the fiscal year will end before the expiration of ninety days after this special session, creates an emergency and an imperative public necessity for the constitutional rule requiring bills to be read on three several days to be suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Enrolling Committee Reports.

Committee Room,
Austin, Texas, June 15, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, to whom was referred Senate Bill No. 15, have carefully compared same and find it correctly enrolled, and have this day, at 12 o'clock m., presented same to the Governor for his approval.

SMITH. Chairman.

The following is the bill in full:

S. B. No. 15.

An Act creating the Throckmorton Independent School District in Throckmorton County, Texas; defining its boundaries, including the

present Throckmorton Independent School District; providing for a board of trustees in said district, conferring upon said district and its board of trustees all the rights, powers, privileges, and duties now conferred and imposed by the General laws of Texas upon independent school districts and boards of trustees thereof, providing that the present board of trustees continue in office until the expiration of their respective terms; providing that the board of trustees of said district may levy, assess and collect taxes for the year of 1920, and for future years; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:
Section 1. That the Throckmor-

ton Independent School District is hereby created and established in Throckmorton County, Texas, containing within its limits the following described territory, to-wit:

Beginning at a point where the North line of the Throckmorton Independent School District as it now exists intersects the Throckmorton and Seymour public road; thence North with the said Throckmorton and Seymour public road to the North line of Throckmorton County; thence West with the said north line of Throckmorton County to the N. E. corner of Common School District No. 6; thence South to the S. E. corner of said Common School District No. 6; thence West along the South line of said district to the Throckmorton and Haskell county line; Thence South to the S. W. corner of B. B. B. & C. Ry. Co., Sur. No. 25; thence east to the S. E. corner of B. B. B. & C. Ry. Co. Sur. No. 246; thence south to the S. W. Corner of Throckmorton Independent School District as now established; thence East with south line of said Independent District as now established to its S. E. corner; thence North with the East line of said Independent District as now established to its N. E. corner; thence West along North line of said Independent District to the place of beginning.

Sec. 2. The management and control of the public free schools of Throckmorton Independent School District as created by this Act is hereby vested in a board of trustees that shall be composed of seven persons, who are resident citizens and qualified voters in said district, and each member of said board of trustees shall, before entering upon the discharge of his duties as such, subscribe to the official oath provided by the general statutes of the State of Texas. The board of trustees of the present Throckmorton Independent School District as same has been heretofore organized under the General Laws of Texas are hereby continued in office until the expiration of their respective terms, and their successors shall be elected as provided by the General Laws for the election of trustees in independent school districts incorporated for school purposes only.

Sec. 3. The Throckmorton Independent School District, as created by this Act, shall have and exercise

and is hereby vested with all the rights, powers, privileges and duties of a town or village incorporated under the General Laws of the State for free school purposes only, and the board of trustees of said Throckmorton Independent School District shall have and exercise and are hereby vested and charged with all the rights, powers, privileges and duties conferred and imposed by the General Laws of this State upon the trustees of independent school districts incorporated under the General Laws of Texas for free school purposes only.

Sec. 4. The board of trustees of said Throckmorton Independent District shall have the power to levy, assess and collect taxes for the year 1920, such taxes to be levied, assessed and collected on such property as was contained in said district on the date of the taking effect of this Act for the year 1920; and for future years shall have power to levy, assess and collect taxes as provided by the General Laws of the State of Texas.

Sec. 5. The fact that the adding of new territory to the said district as herein provided thereby aiding the present necessity and efficiency of the schools in said district, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is done, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room.

Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Enrolled Bills to whom was referred Senate Bill No. 51, have carefully compared same and find it correctly enrolled, and this day at 12 o'clock a. m., presented same to the Governor for his approval.

SMITH, Chairman.

The following is the bill in full:

S. B. No. 51.

An Act to amend Section 28, Article 1121 of the Revised Civil Statutes of the State of Texas by authorizing corporations, heretofore, and hereafter to be organized thereunder, to act as general commercial brokers, and as customs brok-

ers in the United States and foreign countries, in addition to the powers already provided thereby, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Section 28. Article 1121 of the Revised Civil Statutes of the State of Texas be, and the same is hereby, amended so as to read as follows:

Sec. 28. The construction or purchase and maintenance of mills, gins, cotton compresses, grain elevators, wharves, and public warehouses for the storage of products and commodities, and the purchase, sale and storage of products and commodities by grain elevator and public warehouse companies, and the loan of money by such elevator or public warehouse companies, and to act as general commercial brokers and as customs brokers in the United States and foreign countries.

Sec. 2. That all corporations heretofore organized under said Section 28, Article 1121. of the Revised Civil Statutes of the State of Texas be, and they are hereby, vested with the additional power provided by this Act.

Sec. 3. The importance of this legislation to the State of Texas, and the fact that the existing law does not authorize such corporations to act as general commercial brokers and as customs brokers create an emergency and an imperative necessity that the constitutional rule requiring bills to be read on three several days be and the same is hereby suspended, and that this Act take effect and be in force from and after its passage and approval, and it is so enacted.

Committee Room,

Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, to whom was referred Senate Bill No. 30, have carefully compared same and find it correctly enrolled, and have this day, at 12 o'clock a. m. presented same to the Governor for his approval.

SMITH, Chairman.

The following is the bill in full:

By Hall. S. B. No. 30.
An Act creating the Hahn Prairie Independent School District in Whar-

ton County, Texas; defining its boundaries; providing for a Board of Trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of Texas upon Independent School Districts and the Board of Trustees thereof; declaring that all taxes or bonds heretofore authorized by any former school district included within the bounds thereof shall remain in full force and effect and declaring an emergency."

Be it Enacted by the Legislature of the State of Texas:

Section 1. That the Hahn Prairie Independent School District is hereby created and established in Wharton County, Texas, containing within its limits the following described territory, to-wit:

Beginning at the intersection of the N. E. line of Sec. No. 12, S. A. & M. G. with the revised County line of Wharton and Colorado Counties; thence S 45 E to the East corner of said Section 12, S. A. & M. G.; thence S 45 W to the N corner Section 11. S. A. & M. G.; thence S 45 E to the East corner said Section 11, S. A. & M. G.; thence S 10 W to the N corner Section No. 20, W. C. R. R. Co.; thence S 45 W to south corner Section No. 19, W. C. R. R. Co.; thence N 45 W to the East corner Section No. 3, W. C. R. R. Co.; thence S 45 W to North corner J. M. Defea; thence S 45 E to N W corner Section No. 6, G. C. & S. F. R. R. Co.; thence E to N E corner of said Section No. 6, G. C. & S. F. R. R. Co.; thence S to S W corner Section No. 5, H. E. & W. T.; thence E to N E corner Section No. 43, W. C. R. R. Co.; thence S to N W corner Section No. 44, W. C. R. R. Co.; thence E with North line of Section 44 and its projection to intersect the center of West Mustang Creek; thence up center of said Creek with its meanders to intersect the South line of Thos. Anderson Survey. Thence West to S W corner of said Anderson Survey; thence N to S E corner Section 17 S. A. & M. G.; thence West to S E corner of the Survey of J. M. Figner; thence North to N E corner said Figner Survey; thence West to N W corner said Figner Survey, thence North to N W corner Section No. 17, S. A. & M. G.; thence West to the S. W. corner 18 Thos. J. Oakes; thence North to N W corner said section No. 18 Thos. J. Oakes; thence West to S W corner

Section No. 21, I. R. R. Co. Thence North to N. W. corner said No. 21, I. R. R. Co.; thence West to S W corner Section No. 22 W. S. Delaney; thence North to intersect the County line between Wharton and Colorado Counties; thence Southwesterly with said County line to place of beginning.

Section 2. The management and control of the public free schools of the Hahn Prairie School District as created by this Act is hereby vested in a Board of seven Trustees, to be elected in accordance with the laws of the State of Texas, in such cases made and provided; provided, however, that immediately on the taking effect of this Act, the County Judge of Wharton County, Texas, shall, without the necessity of a petition addressed to him for that purpose, order an election for seven trustees for said Hahn Prairie Independent School District, and the order of election, election notice, and the manner of holding same, etc., to be in accordance with the provisions of the general laws governing the election of trustees in independent school districts.

Sec. 3. Said trustees shall, after their election, organize by electing from their members a President, Vice-President, Secretary and Treasurer, and such other officers as they may deem necessary.

Sec. 4. The Hahn Prairie Independent School District as created by this Act shall have and exercise and is hereby vested with all the rights, powers, privileges and duties of a town or village incorporated under the general laws of the State for free school purposes only, and the Board of Trustees of said Hahn Prairie Independent School District shall have and exercise and are hereby vested and charged with all the rights, powers, privileges and duties conferred and imposed by the general laws of this State upon the trustees of independent school districts incorporated under the general laws of Texas for free school purposes only.

Sec. 5. All maintenance taxes heretofore voted or bonds heretofore issued by any former school district included within the bounds of the Hahn Prairie Independent School District as herein created shall remain in full force and effect in so far as the creation of this district might in any manner affect the same.

Sec. 6. The fact that there exists an urgent need for more efficient control and cooperation for school purposes, created an emergency and im-

perative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is done, and that this act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Enrolled Bills to whom was referred Senate Bill No. 9, have carefully compared same and find it correctly enrolled, and have this day, at 12 o'clock m. presented same to the Governor for his approval.

SMITH, Chairman.

The following is the bill in full:

S. B. No. 9.

An Act incorporating the Texarkana Independent School District, authorizing the election of trustees, continuing the present trustees in office until the expiration of their term of office for which they have been elected under the existing law, which trustees shall be known as the Texarkana School Board; giving said district, through its trustees, the power to make contracts, to be a part to action in courts without giving bond, either original or appeal, exempting said district from the levy of executions, attachments or garnishments, exempting it from liability from damages for personal injuries, authorizing it to receive gifts, conveyances, donations or devices for the use of the public free schools of said Independent School District, giving it power to levy taxes, to issue and dispose of bonds and provide for the payment of same, and validating, ratifying and confining all official acts of the Texarkana School Board heretofore done and approved under a former Act of the Legislature approved on the 2nd day of May, A. D. 1907; giving said Independent School District, through its trustees, the power to manage and control the public free schools within said district, to levy, assess and collect taxes for same, and to do all things authorized by this Act; repealing all laws and parts of laws in conflict herewith, special and general, and declaring an emergency.

Be it Enacted by the Legislature of the State of Texas:

Section 1. That there is hereby

created the Texarkana Independent School District, which shall include within its limits all lands and territories included within the corporate limits of the city of Texarkana, Texas, the boundaries of said Independent School District to be identical with the limits and boundaries of said city, and said Independent School District is hereby incorporated and made a body corporate in law for free school purposes only, separate and distinct from the corporation of Texarkana, Texas.

Sec. 2. That from and after the passage and taking effect of this Act said Texarkana Independent School District shall be under the management and control of seven trustees. The following named trustees, to-wit: J. Q. Mahaffey, H. M. Prator, Dan Garrett and C. P. Temple, who were elected April, 1920, shall hold office for the full period of time for which they were elected, to-wit: until April, 1922, as trustees of said Texarkana Independent School District, and the following named trustees, now in office, and whose terms expire April, 1921, shall hold office as trustees of said Texarkana Independent School District until their terms of office expire, to-wit: Mrs. H. T. Fewell, G. W. Middleton and C. C. Bounds. On the first Tuesday in April, 1921, there shall be held an election by the qualified voters in said school district for the purpose of selecting three school trustees as successors to the said Mrs. T. H. Fewell, G. W. Middleton and C. C. Bounds, which said trustees shall hold office for a term of two years, or until their successors are elected and qualified; and on the first Tuesday in April, 1922, there shall be held an election by the qualified voters in said school district for the purpose of selecting four trustees as successors to the said J. Q. Mahaffey, H. M. Prator, Dan Garrett and C. P. Temple, which said trustees shall hold office for a term of two years, or until their successors are elected and qualified. Every year thereafter there shall be held an election on the first Tuesday in April for the purpose of electing trustees, alternating, three trustees one year and four the next, and the term of office of all trustees hereafter elected shall be two years from the date of their election and until their successors are elected and qualified.

Sec. 3. Notice of all elections for the purpose of electing school trustees shall be given by the President of said Texarkana School Board, which

President shall have been elected from one of the seven trustees holding office, and said notice shall be given by publishing the same once in a newspaper published in said Independent School District, which newspaper shall be of general circulation, and published in the English language, and said notice shall be published not less than ten days nor more than thirty days before the date of said election. All such elections shall be held in accordance with the State laws governing elections, except that said board shall fix one or more voting places in each ward in said City of Texarkana, Texas, and said board shall appoint a presiding officer to hold said election at each voting place, and such presiding officer shall select at least one judge and two clerks for the respective voting places, and said presiding officer, judges and clerks shall act as managers of said election and shall take the oath prescribed by law as in general elections, and make returns of said election to said board, as required by law at general elections, and within five days thereafter said school board shall canvass such returns, declare the results thereof and issue certificates of election to the persons shown by said returns to have been elected.

Sec. 4. Within ten days after such election, or as soon as practicable thereafter, said board shall hold a meeting for the purpose of electing officers of said board for the ensuing year, and for the transaction of any business that may come before it, and shall regularly thereafter hold meetings for the transaction of any business that may come before it at least twice each and every month, all of which meetings shall be open to the public, and regular records thereof shall be kept, which, with all books, vouchers, records and papers belonging to said board, shall be subject to the right to examination and the right to take copies, by every citizen during office hours; and it shall be the duty of the proper custodian of such papers and records to produce and exhibit any such papers or records demanded to be inspected or copied by any citizen. The officers of such board shall be chosen from the members thereof, and shall be a president, a vice president and a secretary. A majority of all the trustees of said board shall constitute a quorum to do business. Such board shall maintain an office for the transaction of business, in the High

School Building in said district, or some other suitable place within said district.

Sec. 5. Said trustees shall serve without compensation, and the said board shall have the authority to appoint a business agent, which said business agent shall have such qualifications as shall be prescribed by said School Board, and shall receive such salary as shall be prescribed by said Board, not to exceed Eighteen Hundred (\$1800.00) Dollars per annum, and the duties of said agent shall be defined by the School Board. Said board may elect a superintendent of said school, such teachers, employees, agents and servants that may be deemed necessary for the transaction of the business of said board, and the carrying on of said Schools, and fix the salaries and compensations thereof, and may abolish and re-establish any position and employment created by said board. Said board shall have exclusive authority to recognize and validate teachers' certificates issued by other towns, counties, cities and states, and shall manage and control the public school within said district.

Sec. 6. Members of said board shall be qualified voters within said district, having resided within said district for at least twelve months preceding the date of election or appointment, and they shall be freeholders therein. Each member of said board, before entering upon the discharge of the duties of his or her office, shall swear or affirm that he or she will faithfully and impartially discharge the duties of his or her office without favor to any friend, or fear of any person, and his or her affidavit or affirmation shall be filed with said board. No trustees or superintendent or other person holding any position or employment under said board shall be directly or indirectly interested in any purchase, sale, business, work or contract, the expense, price or consideration of which is paid from the funds of said district, or purchase warrants or claims against said board or interest therein, or be surety of any person or persons having a contract of any kind, or business, with said board, for the performance of which security may be required. Any trustee, superintendent or employee violating this provision shall be removed from office and discharged from service by said board. No trustee shall vote

upon any question in which he has any interest distinct from that of the citizens at large, but in such case he shall disclose such interest and refrain from voting.

Sec. 7. When any vacancy occurs in said board, the remaining members thereof shall fill such vacancy by selecting a qualified person to fill the same for the unexpired portion of the term thereof.

Sec. 8. At the first meeting of said board held in the month of May of each year, said board shall enter an order directing the secretary thereof to advertise for sealed bids or proposals, receivable by said board at a fixed day and hour, not less than fifteen days thereafter, for the custody of the funds of said board from any banking corporation, association or individual within said school district that may desire to be selected as the depositor for the funds of said board, which notice shall be published at least ten days prior thereto in some newspaper published in said district. Any banking corporation, association or individual within said district desiring to bid shall deliver to the secretary of said board, at or before the time designated by said public notice, sealed proposals, stating the rate of per cent upon daily balances to the credit of said board that such banking corporation, association or individual offers to pay said board for the privilege of being made the depositor for the funds of said board for the ensuing year, or until the date of naming a successful bidder, or until the date when such bid, if so selected, shall be by said board dispensed with, abolished or discontinued for any reason, and the minimum rate of interest, if any, which such banking corporation, association or individual will charge said board during said period for any amount of money which said board may at any time during said period be owing to such banking corporation, association or individual. All such proposals shall be securely kept by the secretary of said board, and shall not be opened until meeting of said board for the purpose of passing upon them, nor shall any proposals be received at such meeting after the proposals submitted, or either of them, have been opened. It shall be a misdemeanor for the secretary of said board, or for any other person to open any of said sealed bids or proposals, or to disclose to any per-

son, either directly or indirectly, the amount bid by any person, association or corporation before the selection of such depository, and upon conviction such person found guilty of such misdemeanor shall be fined in any sum not less than Fifty (\$50.00) Dollars nor more than Five Hundred (\$500.00) Dollars.

Sec. 9. Upon the date named in such notice said board shall open said proposals and select a depository for the funds of said board, the banking corporation or individual offering to pay said board the largest amount for the privilege of acting as depository for the funds of said board, and which shall at the same time offer to charge the least amount for any moneys which may be due by said board to such depository during the period of time such banking corporation, association or individual shall act as such depository. Provided, however, that said board at its discretion may reject any or all bids submitted to said board, may accept any of the bids submitted, irrespective of the amount thereof, or may re-advertise for new proposals. Within five days after the selection of such depository it shall be the duty of such banking corporation, association or individual so selected to execute a bond payable to said board, to be approved by said board at a regular meeting, and recorded and filed in the records thereof, with not less than three solvent sureties who shall own unincumbered real estate in Bowie County, Texas, subject to execution, of as great value as the amount of the bond, or said depository may make such bond in some fidelity or surety company authorized to do business in the State of Texas, to be approved by said board. The amount of said bonds to be in the sum of at least equal to sixty per cent of the amount of the total revenues of said board during the previous year, and conditioned for the faithful performance of all duties and obligations devolving by law upon said depository, and for the payment upon presentation of all checks and warrants drawn upon said depository by the president and secretary of said board, whenever any funds shall be in said depository to the credit of said board, and applicable to the payment of said check or warrant, and that all funds of said board shall be faithfully kept by said depository, and with the interest thereon accounted for according to law, and in case of any breach of said bond may maintain an action in its name, or in the name of the

Texarkana Independent School District, and conditioned further that the sureties on said bond or said fidelity and surety company shall waive all right to notification from said board of any negligence or breach of trust of such depository, except notice of such negligence or breach of trust of such depository as shall be brought before said board as a body, at once, of its regular meetings.

Section 10. As soon as the bond shall be given and approved an order shall be made by said board designating such banking corporation, association or individual the depository of said board, until a successor shall be named by said board, or until such order shall be revoked, which may be done at any time for cause deemed sufficient in the discretion of said board, and such order shall be entered upon the minutes. It shall be the duty of said board and of any other depository immediately upon the said order being made to transfer to said depository all the funds belonging to said board, and it shall be the duty of all persons who shall have funds in their hands belonging to said board immediately to deposit same with the said depository to the credit of said board. If any depository selected as aforesaid shall fail to give an approved bond within the time provided for hereinbefore, then the selection of such banking corporation, association or individual as the depository of said funds shall be set aside and be null and void, and said board may select any of the other bids which have been submitted, or may re-advertise for new proposals.

Sec. 11. If for any reason no selection of a depository is made as above provided from the bids which were submitted, the said board may enter an order requiring the secretary of said board to readvertise for bids, and said board shall, after notice published as hereinabove provided, receive bids to select a depository in the manner above set forth, and this method of selecting a depository may be continued until a depository has been selected and qualified. The depository selected by said board shall remain the depository until the next regular selection and qualification of a depository, or until the order selecting it shall be revoked as hereinbefore and hereinafter provided. If said board shall at any time deem it necessary for the protection of its funds, it may require such depository to execute a new bond upon written notice from the secre-

tary of said board showing that such order was passed at a regular meeting of said board, and upon failure to do so within five days after service of a copy of such order on said depository, said board may proceed to select another depository in the manner hereinabove provided.

Sec. 12. Said board shall exercise supervisory authority and control over such depository, and shall have full power to inspect the books, checks, warrants, drafts, vouchers and receipts of such depository at any time. Said depository shall present to said board, at least once a month, a detailed statement of the expenditures and receipts of said board, and its financial condition, and said board shall, if such statement be found to be correct, approve the same. When said statement shall be filed and recorded in the records of said board. If said board shall not approve such statement, then said depository shall require to forthwith make a true and correct statement. All checks, warrants and drafts drawn against any of the funds of said board for expenditures, and which have been authorized by said board, shall be signed by the president and secretary of said board.

Sec. 13. The Texarkana Independent School District, acting through its said trustees, heretofore referred to as the Texarkana School Board, may contract, be contracted with, sue and be sued, plead and be impleaded or intervene in any court of competent jurisdiction, and may receive gifts, grants, conveyances, donations and devises made for the use of the public free schools of said city and district, and shall have the power to levy and collect taxes, to issue and dispose of bonds, and to provide for the payment thereof, to borrow money, to secure advances of money and pledge as security therefor the taxes and current finances of said board for any current fiscal year, and shall have power to do and perform any and all acts by this law authorized, provided that the current expenses for any fiscal year shall not exceed the estimated current income therefor.

Sec. 14. The title and all rights to all property for school purposes heretofore vested in the city of Texarkana, Texas, in the mayor, city council and school trustees of said city, by grant, conveyance or possession, or by any statute or law, general or special, and not heretofore lawfully released, and any other

property legally or equitably belonging to the public free schools of said city, shall be, and are hereby vested, validated and confirmed in said board of trustees, and their successors in office, and their claims and rights apply to any action or suit now pending or which may hereafter arise to which said board is or may be a party; provided, however, that said board shall have no right, claim or cause of action against the city of Texarkana, Texas, because of said city having disposed of any lands or exidos of said city under the claim that the proceeds thereof should be applied to the support and maintenance of the public free schools of said city, and any such right, title or claim of said school board is hereby extinguished and cancelled; and said board may dispose of by sale or exchange any property belonging to said board, or lease the same, and to that end the president, or in his absence the vice-president may sign, acknowledge and deliver any instrument in writing for that purpose when so directed by said board.

Sec. 15. Said board may adopt such rules, regulations and by-laws as they may deem proper as to all matters pertaining to the powers and duties of said board, the officers thereof and the superintendent of the public free schools of said district, and of the principals, teachers, pupils and janitors thereof, and the duties of employes of said board, and generally may adopt any such rules as will subserve the efficient and perfect management of the schools within said district.

Sec. 16. During the month of June of each year said board shall cause to be published in some daily newspaper published in the City of Texarkana, Texas, in the English language, a statement showing the financial condition of said board, and of each fund, with receipts and disbursements during the year, the source of all receipts, the number and date of each warrant drawn, the amount thereof, the name of the person to whom the same was issued, the fund from which and the purpose for which it was drawn.

Sec. 17. The school census of all school children shall be taken at the time and in the manner provided by the general laws of the State of Texas, the said board to appoint, at the proper time, a census taker, who shall be a resident and a qualified

voter within said district, the compensation for such census taker to be named by said board at the time such appointment is made, and to be in such sum as said board may designate.

Sec. 18. For failure to perform official duty or for neglect of duty, or for immoral or disgraceful conduct by any member of said board, tending to impair the influence of said board in said district, such member may be removed from office or service upon said board, all the other members thereof voting for such removal after such member has been given an opportunity of being fully heard.

Sec. 19. Whenever said board shall determine that an increase in the annual tax is necessary to defray the cost of maintaining the public free schools within said district, and shall have fixed the amount to which the same shall be raised for that purpose, the total not to exceed fifty (50c) cents on the one hundred (\$100.00) dollars valuation of the taxable values in said district, or when said board shall have determined that it is necessary to acquire, procure or borrow any sum of money to purchase grounds and erect, furnish and equip school buildings thereon, or upon other lands belonging to said board, and shall have determined the amount of money required therefor, and that it is necessary to issue bonds therefor, and shall have determined that total amount of bonds necessary to be issued for said purposes, or when said board shall have determined that both an increase in the annual school tax shall be made, and that it is necessary to acquire, procure or borrow money for school purposes aforesaid, and issue bonds therefor, the said board is hereby authorized to order an election to be held on some secular day, not a legal holiday, not less than thirty days nor more than sixty days after the date of ordering such election, to vote upon an increase of tax or the issue of bonds, or both, as the case may be. A prior notice of such election shall be given by said board by publishing the same in one regularly published newspaper printed in the English language, within said district, stating the time and places of holding such election, and the purpose for which same was ordered, one a day for at least ten consecutive days within thirty days prior to the day such election is to be held. At such

election all qualified property taxpaying voters of such district voting may vote for or against the proposed increase of tax, and for or against the proposed issue of bonds. The votes of a majority of the qualified property taxpaying voters voting at such election being cast in favor of such propositions, or either of them, will authorize the said board to levy such tax and to issue bonds for the purposes named, and for the amount voted, or to either levy the tax or issue the bonds, as the case may be. The total amount of tax for school purposes as hereinabove specified, including cost of maintenance and for the payment of interest and creation of sinking fund to pay off the bonded debt, not to exceed fifty (50c) cents on the one hundred (\$100.00) dollars valuation of the taxable value in said district, and the total amount of the bonds not to exceed three hundred and fifty thousand (\$350,000.00) dollars. The bonds issued under this law shall be in the name of said Texarkana Independent School District, and shall be its obligations, and may be in such form as said board may determine.

Sec. 20. In the event the constitution and laws of Texas are changed raising the maximum amount that schools and school districts may levy for school purposes from fifty (50c) cents on the one hundred dollar valuation of property to some greater amount, that provision of the Constitution and laws of Texas shall inure to the benefit of the Texarkana Independent School District, and shall supercede and replace the maximum amount prescribed in Section 19 of this Act, and shall supercede the same without an amendment of this Act by the Legislature.

Sec. 21. After a majority of the said voters of said district voting at any such election shall have decided in favor of the issuance of any such bonds, said board may, within sixty days after said election, issue bonds to the amount authorized by said election, and may within a reasonable time thereafter sell or dispose of the same, or contract for the loan of the principal sum of money required and ascertained, as herein provided, or for a less sum, at such rate of interest, payable annually or semi-annually without discount at a rate of interest not to exceed six (6%) per cent per annum, and to deliver to the lender thereof the obligation of said Texarkana Independent School District in the form of negotiable bonds, with interest

coupons attached, for the payment of the principal sum of such bonds, within the time stated in such bonds for a period of time not longer than forty years; said bonds may be issued serially or otherwise. Said bonds shall net said board not less than their par value with accrued interest to the date of payment of the proceeds to said board. The board shall have authority, and it shall be its duty, to invest the sinking fund herein provided for in bonds of the United States, or the State of Texas, in the school fund of the State of Texas, bonds of the City of Texarkana, Texas, or any improvement district thereof, or of the County of Bowie, or bonds of this board.

Sec. 22. On the first Monday in February of each year, or as soon as the City Assessor of said City shall have completed the assessment roll of said City, said assessor shall deliver to said board a statement of the total amount of assessed valuation within said district, and then said board shall then determine the amount of taxes within the limits, voted at any time theretofore by the voters of said City or district for school purposes, that shall be necessary for the maintenance of the public free schools of said district for the current fiscal year of said city, to pay the probable costs, if any, of the negotiations of the sale of any bonds which may have been issued by said board for the Texarkana Independent School District, and for the payment of the annual or semi-annual installments of interest thereon, at the rate specified in such bonds and coupons, and to provide a sinking fund for the payment of such bonds at maturity, such sinking fund to be not less than two and one-half ($2\frac{1}{2}$) per cent of such bonds, and the amount of tax thus determined and arrived at shall then be levied by said board against all taxable property and values within said district, and against the owners thereof, and certified in writing, under the seal of said Texarkana Independent School District, signed by the president of said board, or in his absence, by the vice president, to the said City Assessor, that such levy of taxes has been made by said board. The said tax so levied shall be a lien upon said property and all of the taxable values in said district, just as are the taxes levied by the City Council of said City of Texarkana, Texas, and shall be a lawful claim against the owners, thereof for the payment of said taxes, and the same interest, penalties and costs shall apply to taxes delinquent for

school purposes within said district as now applies to taxes due to the City of Texarkana, Texas. The City Assessor shall include upon the assessment roll for that current year the amount of said tax levied by said board, and the different persons whose duties it is, or shall be, to collect the taxes, both current, delinquent and otherwise, of the City of Texarkana, Texas, shall collect the said taxes so levied by the board in the same manner as the taxes for the City of Texarkana, Texas, are collected now, or shall be in the future, and such person or persons shall pay over weekly all such taxes for school purposes so collected by him or them, to the depository of said board. Provided that said board shall pay the actual expenses of preparing said assessment rolls and other duties incident thereto, not to exceed one thousand dollars (\$1,000.00), and for collecting the said taxes, and other duties incident thereto, not to exceed twelve hundred dollars (\$1200.00), and the said board may require a bond of the City Collector of the City of Texarkana, Texas, in an amount not to exceed sixty per cent of the total revenues of said board from city school taxes during the previous year conditioned that he will faithfully collect the taxes due for school purposes and will pay same to the board's depository weekly as collected. The trustees of said board shall have the right to contract with the City Attorney of the City of Texarkana, Texas, for the collection of back taxes, or may make contract with any other reputable practicing attorney for such collection. Said board may sue in any court of competent jurisdiction in any action for the recovery of any taxes due said board, with interest, penalties and costs due thereon, and for the foreclosure of the tax lien upon such property, but this remedy shall be cumulative of all other remedies.

Sec. 23. The Texarkana School Board may provide by an order entered of record for any other provision or method for assessing and collecting taxes, and may appoint a board of equalization to equalize assessments for taxation for school purposes only, and may raise or lower the assessment made and rendered by any person, firm or corporation to the City Assessor and Collector of taxes, and may provide that the business manager shall assess and collect taxes, or any other officer designated by said board may assess and collect said taxes. This provision is cumulative of and does

not repeal or invalidate the provisions of Section 21, but is in addition to said section. Said School Board shall appoint said equalization board from resident property taxpaying citizens, residing in said district, and said school board shall make and adopt such rules and regulations for said equalization board to go by as is not inconsistent with the Constitution and laws of the State of Texas.

Sec. 24. It shall be the duty of the Attorney General of the State of Texas, upon the presentation of such aforesaid bonds, for his inspection, carefully to examine the same, inquiring into all the circumstances which may be necessary to determine their validity, and if satisfied that such bonds were issued in conformity with law, and that they are valid and binding obligations of said board by which they purport to be issued, to thereupon certify to their validity and to deliver his certificate to that effect to said board and a duplicate to the Comptroller of said State; and should said bonds be purchased or lawfully procured from said board, or from any authorized agent for it in the sale of said bonds, they shall hereafter be held in every action or proceeding in which their validity may be called in question to be valid and binding obligations of said board, unless issued fraudulently; and in every such action the said certificates of the Attorney General of said State shall be admitted and received as prima facie evidence of the validity of said bonds and coupons thereto.

Sec. 25. Two elections may be held in each year to determine whether or not a special tax shall be levied, and whether or not bonds shall be issued, notwithstanding elections held in the previous year may have resulted contrary to the proposed tax or the issuance of bonds, and elections for said purposes shall not occur at intervals of less than six months.

Sec. 26. The president and secretary and the vice-president when acting as president of said board are hereby authorized to administer oaths or affirmations, and may use the seal of said Texarkana Independent School District in attestation thereof.

Sec. 27. Said board shall provide a suitable seal with the following device or inscription: "Texarkana Independent School District" lettered upon its face, indicative of its official authority, to be used as said board shall deem advisable in the authentication of such bonds, contracts or other documents

executed by the authority of said board.

Sec. 28. No execution shall be issued or levied by virtue of any judgment that may be recovered against said Independent School District, but said board shall provide for the payment of judgments in the levying of taxes next after the final recovery of such judgment. Lands, houses, monies, debts due said Independent School District, personal and real property and assets of every description belonging to the same shall be exempt from execution and sale, but said board shall make provision, by taxation or otherwise, for the payment of any and all indebtedness due by it. No writ of garnishment or attachment shall issue against said Independent School District, or the trustees thereof, to subject or seize any debt due, or which may hereafter become due, from said Independent School District, to any person or corporation, or any claim or demand upon any fund in the hands of said board or any of its officers. Nor shall said board or any of its officers or agents be required to answer any writ of garnishment. Said Independent School District shall not be required to give any bond for security for cots, or for any other security, in any suit or action brought by or against it, or any proceeding to which it may be a party in any court in this State, and said Independent School District shall have the remedies of appeal and writ of error to all courts, without bond or security of any kind, but said board shall be liable in the same manner and to the same extent as if the bond undertaken or security required in other cases had been really executed and given. Said Independent School District shall not be liable for damages of any kind to any person or persons injured or killed on the property and premises controlled by said board, or under the jurisdiction thereof.

Sec. 29. This Act shall repeal all portions of any general or special law in conflict with the provisions hereof, without impairing any law applicable to any other subject than the public free schools of the City of Texarkana, Texas.

Sec. 30. The importance of this measure to the City of Texarkana, Texas, and to the public free schools of said City to be afforded by this bill, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be sus-

pending, and the same is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Committee Room,
Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Enrolled Bills to whom was referred Senate Bill No. 62, have carefully compared same and find it correctly enrolled, and have this day, at 12 o'clock m., presented same to the Governor for his approval.

SMITH, Chairman.

The following is the bill in full:

S. B. No. 62.

An Act to create a more efficient road system for Walker County, by amending Chapter 134 of the Special Laws of the Thirty-third Legislature, as amended by Chapter 6, of the Special Laws of the First Called Session of the Thirty-fourth Legislature; by amending Section 7 of the said Chapter 134, by striking out from said Section 7 the provision requiring that the bonds therein referred to shall not be sold for less than par and accrued interest; by amending Section 19 of said Chapter 134 so as to leave it within the discretion of the Road Board as to the employment of a skilled highway engineer; by amending Section 22 of said Chapter 134 so as to leave it within the discretion of the board as to the making up of complete maps, profiles and working plans, and the filing thereof; by amending Section 48 of said Chapter 6 of the laws of the First Called Session of the Thirty-fourth Legislature, so as to leave it within the discretion of the Commissioners' Court of Walker County as to the appointment of a highway engineer in that portion of said county not included in any independent district; by amending Section 51 of said Chapter 6 by providing that all work done on public roads in said county shall be done and performed under the direction and supervision of the highway engineer where one is appointed; by repealing Section 11 of said Chapter 134 of the Special Laws of the Thirty-third Legislature, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas.

Section "A": That Sections 7, 19 and 22, of Chapter 134, of the Special Laws of the Thirty-third Legislature, which is an act to create a more efficient road law for Walker County, and that Section 48 and 51 of Chapter 6, of the Special Laws of the First Called Session of the Thirty-fourth Legislature, which is amendatory of said Chapter 134, be, and the said sections are hereby amended so that they shall hereafter read as follows, to-wit:

Sec. 7. Bonds issued under the provisions hereof shall bear interest not to exceed five per cent annually and shall mature and become due and payable not exceeding forty years from the date of issuance, and the time and maturity and the privileges of option, shall be stated in such bonds; such bonds shall be passed upon and approved by the Attorney General and registered by the Comptroller of Public Accounts of the State as in the case of county bonds under the General Laws of this State.

Sec. 19. Upon the organization of the Board, it may employ a competent, experienced and skilled highway engineer for such time, as in the judgment of the board it may be necessary or advisable to have the services of said engineer, who shall be paid a salary as fixed by said Board, said salary to be payable monthly, and the term of employment shall be as fixed by the Board and agreed upon between the Board and said engineer. Said engineer shall take the oath of office prescribed by law, and shall execute bond in the sum of Five Thousand Dollars, payable to the County Judge of the county, or his successor in office, in trust for the permanent road fund of the county or political subdivision or defined district, as the case may be, with at least two good and sufficient securities, to be approved by the Board, conditioned that such engineer will faithfully, diligently and efficiently discharge all the duties required of him by law or by the Board.

Sec. 22. It shall be the duty of the engineer when employed, as the Board may require and under the direction and control of the Board, to make complete and accurate surveys of said system of roads, both upon the most direct lines and also upon such alternate routes as may

be required by the Board, and upon completion thereof to file with the Secretary of the Board full and detailed field notes of such surveys, accompanying same by proper measurements and references, with permanent land marks and land lines, and also to file with the Secretary of the Board, when required by the Board, full and complete maps and profiles of such surveys, and full and complete working plans, specifications and estimates for the laying out, opening up, draining, grading and construction of such lines of road and of culverts, bridges and other work necessary or incidental to the construction of such roads. The provisions of this section shall also apply to the construction of secondary roads, should the same be undertaken, and also to the construction of the main and secondary roads by and political subdivision or defined district.

Section 48. The Commissioners' Court of Walker County shall have authority, upon the taking effect of this Act, to appoint a highway engineer for that portion of said county not included in any independent road district. Said highway engineer shall be a skilled road builder, and need not be a citizen of Walker county, but said engineer shall maintain his residence in Walker County and devote all of his time to the discharge of his duties as highway engineer for said county, and in road districts or district or city or cities of said county by whom he may be employed, while acting as such road engineer. He shall give bond in the sum of Five Thousand Dollars, payable to the County Judge of said county, to be approved by the County Judge of said county, conditioned that he will faithfully and diligently and efficiently discharge all the duties required of him by law, and shall hold his office for such term as may be fixed by the Commissioners' Court not exceeding two years from the date of his appointment. Provided that when the Board of Permanent Road Commissioners of any independent road district with said county, has employed a highway engineer for such road district, the Commissioners' Court may employ such engineer so employed by such Board as the highway engineer for said county, and may pay such engineer such salary as the Commissioners' Court may determine, not to

exceed the sum of one hundred dollars (\$100.00) per month, in addition to such salary as may be paid to such engineer by the Board or Boards of Permanent Road Commissioners of any independent road district or districts.

Sec. 51. When the Commissioners' Court of said Walker County shall have employed a highway engineer, all work done and performed in said county on the roads and bridges thereof or in any road district employing such engineer, shall, during such employment, be done and performed under the direction and supervision of such highway engineer; and the Commissioners' Court of said county is hereby prohibited from letting any contract for any work in said county on roads and bridges except upon the advice and consent of said highway engineer, during the time for which such engineer shall be employed, and during such time the said Commissioners' Court shall have no power or authority to pay for any work done or performed except upon the recommendation and approval of said highway engineer, in writing. Provided that all culverts and bridges shall be of lasting and permanent material, so far as practicable, and all gradings and ditchings and drainage work shall be done and performed upon the basis and idea of creating permanent roads for said county.

Section "B". That Section 11 of Chapter 134 of the Special Laws of the Regular Session of the Thirty-third Legislature be, and the same is hereby repealed.

Section "C". The provisions of said Chapter 134 of the Special Laws of the Regular Session of the Thirty-third Legislature, and the provisions of said Chapter 6 of the Special Laws of the First Called Session of the Thirty-fourth Legislature, as amended hereby, are and shall be held and construed as cumulative of all general laws of the State on the subjects treated therein and herein, but in case of conflict the provisions of said Chapter 134 as amended by said Chapter 6, and as hereby amended, shall control.

Section "D". The fact that the road law now in force and effect in Walker County is wholly inadequate for the needs of said county, and the further fact of the near approach

of the end of this Special Session of the Thirty-sixth Legislature, creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule that bills be read on three consecutive days and that this act take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, June 15, 1920.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Enrolled Bills to whom was referred Senate Bill No. 8, have carefully compared same and find it correctly enrolled, and have this day, at 12 o'clock m. presented same to the Governor for his approval.

SMITH, Chairman.

The following is the bill in full:

S. B. No. 8.

An Act creating the Loraine Independent School District in Mitchell and Nolan Counties, Texas, as the successor of a district of the same name and territory, under the general laws, and describing such territory; providing for a board of trustees of such district, the election of their successors, providing for the conduct of such elections, notice thereof, qualifications of voters thereat; vesting such board corporate powers, the right of issuing bonds, levying, assessing and collecting taxes for payment of such obligations and the maintenance of the public free school funds, and control over such schools; providing for the organization of such Board, its officers, their qualification, duties and compensation; empowering such Board with the right to confer the duties of assessor and collector, or either of them upon other officers and to consolidate such offices; providing for the appointment of three of such Board of Trustees to act as a Board of Equalization, and prescribing the oath, duties and powers of such Board of Equalization; authorizing such Board of Trustees to regulate elections, the conduct of its business, for the election of a superintendent and other employees, and the adoption of rules and regulations for the management of the schools; providing for filling vacancies on such Board; and the compensation of its members, for the administration of oaths by the president and secretary,

for a seal and its use, for the assessment of the taxes and regulation of same, for the maturity of taxes and a penalty and interest on same after delinquency, and for a lien upon property in said district for such taxes, and for judicial ascertainment of same and its foreclosure; adopting the provisions of existing and hereafter enacted state laws, when not in conflict with this Act; governing the levy, assessment and collection of taxes, and providing for the foreclosure of same, with exceptions in case of failure of any tax collector to notify an owner of delinquency, and prescribing for such failure, upon pleading and proof, working a continuance of suits to enforce such lien, and a further exception in the matter of publication of delinquent lists with provision for the compilation of such, and the compensation therefor, and for such publishing, and validating former bond issue and tax levies in connection therewith by said original district, and taxes heretofore levied for bonds and maintenance not in excess of the constitutional maximum; validating such original Loraine Independent School District, and vesting title to the property of or for the use of the public free schools in such Board of Trustees; declaring the district hereby created and its Board of Trustees liable for all outstanding contracts and obligations of such original district; vesting in the district hereby created all powers, and charging it with all the duties imposed by the general law governing independent school districts not herein mentioned; providing that all laws in conflict herewith are repealed and that invalidity of any portion hereof shall not impair the remainder of this Act, and declaring an emergency.

Be it Enacted by the Legislature of the State of Texas:

Section 1. That an independent school district is hereby created and established in Mitchell and Nolan Counties, Texas, to be known as the Loraine Independent School District, which said district shall comprise the same territory as the Loraine Independent School District heretofore created under the general law appertaining to independent school district and including within its limits the municipal corporation of the City of Loraine, and in addition thereto embracing other territory, and the metes

and bounds of said Independent District being as follows, to-wit:

Beginning at the Northwest corner of Section No. Thirty-three (33) in Block No. Twenty-five (25) of the Texas & Pacific Ry. Co. Surveys in said Mitchell County; thence North 77° East with and along the North lines of Sections Nos. 33, 34, 35, and 36 in said Block 25 and Section No. 31, Block No. 24, T. & P. Ry. Co. Surveys, continuing on to the Northeast corner of said Sec. No. 31, Block 24, T. & P. Ry. Co. Surveys, a total distance of five (5) miles; Thence South 13 degrees East, with and along the East boundary lines of Sections Nos. 31, 42, 43, 54, crossing the boundary line between Mitchell and Nolan Counties, continuing along the east boundary lines of said Sec. 54 and 55 and on to the Southeast corner of Sec. 55 a total distance of five miles, all of the last named Surveys being in said Block 24, T. & P. Ry. Co. Surveys; Thence South 77 degrees West with and along the South boundary lines of said Sec. 55, Block 24, crossing the boundary line of said Mitchell and Nolan Counties, Texas, and continuing along and with the South boundary lines of Secs. No. 60, 59, 58 and 57, in said Block 25, to the Southwest corner of said Sec. No. 57, Block 25, T. & P. Ry. Co. Surveys, a total distance of five miles; Thence North 13 degrees West, with and along the West boundary lines of Secs. Nos. 57, 52, 45, 40 and 33 in said Block 25, T. & P. Ry. Co. Surveys, to the place of beginning, a total distance of five miles, and containing 25 square miles of land, more or less, and embracing all of the following surveys in said Mitchell and Nolan Counties; Thirty-three (33), Thirty-four (34), Thirty-five (35), Thirty-six (36), Thirty-seven (37), Thirty-eight (38), Thirty-nine (39), Forty (40), Forty-five (45), Forty-six (46), Forty-seven (47), Forty-eight (48), Forty-nine (49), Fifty (50), Fifty-one (51), Fifty-two (52), Fifty-seven (57), Fifty-eight (58), Fifty-nine (59) and Sixty (60), in Block No. Twenty-five, T. & P. Ry. Co. Surveys and Surveys Nos. Thirty-one (31), Forty-two (42), Forty-three (43), Fifty-four (54) and Fifty-five (55) in Block No. Twenty-five, T. & P. Ry. Co. Surveys, a portion of the last named two surveys being in Nolan County and all the others in Mitchell County, according to the official map or plat of said counties compiled by the General Land Office of the State of Texas.

Sec. 2. The management and con-

trol of the public free schools within said district is hereby vested in a Board of Trustees, which board shall be composed of seven persons, resident citizens within said district. Each member of such board shall, before entering upon the discharge of his duties, make and subscribe to the usual oath for the faithful and impartial discharge of the duties of his office, as provided by the general laws of the State of Texas governing independent school districts. The seven trustees now in office, however, shall continue to discharge the duties of such office until their successors are elected and have qualified, as hereinafter provided in this Act.

Sec. 3. On the first Saturday in April after this Act takes effect shall be held the first election for trustees under this Act, at which time trustees shall be elected to succeed the present seven trustees, whose term of office expires at that time, four to be elected for a two year term and three for a one year term, and regularly thereafter four trustees and three trustees, alternately, shall be elected each year for a term of two years, and until their successors are elected and qualified; provided, that, in all elections for trustees, and for any other purpose under this Act, the Board of Trustees shall appoint a presiding judge to hold such election, who shall select an associate judge and two clerks to act at such election for which election such officers shall be paid a reasonable compensation to be fixed by order of said Board of Trustees. All elections held within said district for any purpose shall be on the order of the Board of Trustees, made at least ten days prior to said election, and the secretary of such Board shall publish notice of said election in some newspaper published within the district, or post written notices thereof at three public places within said district, at least ten days before the date of said election. The qualifications of voters at such elections shall be determined by the general laws governing independent school districts now or hereafter in force.

Sec. 4. The Board of Trustees, now acting for said district, has already been organized, and shall act as the Board of Trustees for such district hereby created and established, until their successors are duly elected and qualified, but each succeeding board of trustees shall meet and qualify within twenty days after their election, or as soon thereafter as practicable. A majority of such

board of trustees shall always constitute a quorum to transact business.

Sec. 5. The Board of Trustees of the Loraine Independent School District shall be a body politic and corporate in law and as such may contract and be contracted with, sue and be sued, plead and be impleaded in any court in this State having proper jurisdiction, under the name of The Loraine Independent School District, and may receive any gifts or donations, devise made for the public free schools, and may take and hold the title to real estate or sell any real estate, or other property, found by said board of trustees not to be necessary for the use of such public schools. And said board of trustees shall have the power to issue bonds of the district for building purposes and for the furnishing and equipping the public free school buildings, and purchasing sites therefor, and to levy and collect taxes for the maintenance of the public free schools within said district, and likewise to pay the interest heretofore or hereafter accruing on any outstanding bonds, or bonds that may hereafter be issued, and provide a sinking fund for the payment of such bonds at their maturity, as provided under the general laws governing the issuance of bonds and the levy and collection of taxes in independent school districts, incorporated for school purposes only, now in force in this State, or to be hereafter enacted, except insofar as the same may conflict with this Act.

Sec. 6. The Board of Trustees in said district shall maintain and control the public free schools therein to the exclusion of every other authority, except in so far as the State Superintendent of Public Instruction and the State Board of Education may be vested with supervisory authority to instruct said board.

Sec. 7. The Board of Trustees shall, upon the enactment hereof, organize by electing from their number a president, a vice president, a secretary, a treasurer and an assessor and a collector, provided that said board may, by an order duly made and entered, elect a person not a member treasurer, or, in like manner, elect as treasurer a suitable person, or a bank, either State or National, offering a satisfactory bond, as hereinafter provided, and the best bid of interest on average daily bal-

ance for the privilege of acting as treasurer without commission. Such treasurer, whether a person or corporation, shall be required to give bond, to be approved by such board of trustees, which shall be payable to the president of such board of trustees, and his successors in office, which shall be in double the estimated amount of money coming into his or its hands, to be fixed by order of the board of trustees, conditioned for the faithful discharge of the duties of such treasurer, and the payment of all funds received by him or it, and upon the draft of the president drawn by him upon the order of the board of trustees duly entered in the minutes of such board of trustees. Such board shall also have the power to fix by order, duly entered, the commission or compensation of such treasurer; said board of trustees may also elect one of their number, or some suitable person, not a member of such board of trustees, assessor of taxes for such district, or they may, by order duly entered, confer the duties of such tax assessor upon the tax assessor of Mitchell County, or the tax assessor of the City of Loraine. Such tax assessor shall give bond, in the sum of two thousand dollars, payable to the president of such board of trustees, or his successors in office, conditioned that such assessor will faithfully discharge the duties of such office, which bond shall be approved by the board of trustees, provided, that if the duties of tax assessor for such district be conferred upon the tax assessor of Mitchell County, no such bond shall be required of him. Such board of trustees may elect one of their number collector of taxes for such district, or they may confer the duties of such tax collector upon the tax collector of Mitchell County, or they may consolidate the offices of assessor and collector of said district and elect, either one of their number, or some suitable person, not a member of such board, tax assessor and collector of said district, and they may confer the duties of such tax assessor and collector upon the tax collector of Mitchell County, Texas. Such tax collector shall be required to give a good and sufficient bond in double the estimated amount of the taxes to be collected by him, as fixed by said board of trustees, to be approved by said board of trustees, and payable to the president of said

board and his successors in office, conditioned that he will faithfully discharge the duties of tax collector, and that he will pay over to the treasurer of such district all moneys coming into his hands as such tax collector; provided, that if such duties be imposed upon the tax collector of Mitchell County, that no additional bond shall be required of him. All such officers shall take the oath required of other officers by this Act. The election of such officers, or the conferring of the duties of such office upon the county tax collector, the county tax assessor of Mitchell County, or the tax assessor of the City of Loraine, shall be shown by order of the board of trustees, duly entered. Such board of trustees shall, also by order duly entered, fix the compensation for so assessing and collecting said taxes, which, however, shall not, in the case of assessing and collecting taxes, exceed three per cent upon the amount of taxes shown by his completed rolls to be due each year, and in the case of the collection of taxes, exceed a commission of two per cent on the amount of taxes, penalty and interest collected, or, if the office of assessor and collector of taxes be consolidated, then such commission shall not exceed three per cent of the taxes shown by the completed rolls to be due each year, and two per cent of the taxes, penalty and interest collected each year, and if such duties be conferred upon the county tax assessor and county tax collector, they shall be paid a commission of one per cent each for assessing and collecting taxes, respectively.

Sec. 8. Such board of trustees shall, likewise, by order duly entered at its first meeting in May each year, or as soon thereafter as practicable, appoint and designate three of their number, inclusive of the president, or in the event of his inability to act, the vice president, to sit as a board of equalization, of which the secretary of the board of trustees shall be ex-officio secretary, and shall fix a time for the meeting of such board of equalization. Such member so sitting shall take and subscribe an oath to faithfully and impartially discharge all duties incumbent upon them by law as such board. It is made their duty to equalize and fix the valuation of all real and personal property assessed for taxation for school purposes with-

in said Loraine Independent School District exclusive of any other authority. It is expressly provided that said board of equalization shall not be governed by the valuation fixed for either State and county purposes of taxation, or by those fixed for city purposes by the city of Loraine. After said board of equalization has completed its work of equalizing and fixing the valuation of the property within said district, it shall cause notices to be issued by the Secretary to all persons or corporations whose property valuations have been changed, citing them or their agents to appear before said board of equalization to show cause why said changes should not be made final. For the purpose of hearing the objections of those so cited, said board of equalization shall designate a time not less than ten nor more than fifteen days from the adjournment of the first meeting. At such second meeting, after having heard such objections, such board of equalization shall make its final decision as to such valuations, which shall be conclusive, and from them the assessor shall make up the annual tax rolls.

Sec. 9. The board of trustees shall prescribe the necessary rules for the form and manner of conducting special tax elections, of electing its officers, of appointing and conducting its meetings, of appointing its committees, and for regulating and facilitating its business in the establishment and conduct of the schools within said district, and shall provide for and elect the necessary superintendent, principal and teachers for the public free schools within said district, and such other employees as may be necessary for the conduct of the schools, and shall have the further power to make and adopt such rules and regulations as will secure the efficient and perfect management of the public free schools within the said district.

Sec. 10. All vacancies in the Board of Trustees shall be filled by a majority vote of the members continuing in office, and such trustee or trustees, so elected to fill any vacancy, shall serve until the next regular election day thereafter, or until the successor of such trustee is duly elected and qualified.

Sec. 11. The President of the Board of Trustees shall serve without compensation, but the Secretary

of the Board shall receive such compensation as may be fixed by the Board, not to exceed ten dollars per month.

Sec. 12. The President and the Secretary of the Board, when acting in their respective official capacities, shall be and hereby are authorized to administer oaths or affirmations, and shall use the seal of the district in attestation thereof.

Sec. 13. The Board of Trustees shall provide a seal, the design thereof being a five-pointed star in the center, with the words "Loraine Independent School District, Loraine, Texas," engraved thereon, which such seal shall be used to authenticate all bonds, warrants, contracts or other documents executed by authority of the Board of Trustees.

Sec. 14. All property, both real and personal within the boundaries of said district shall be listed for taxation between January first and April thirtieth of each year, when required by the Assessor, with reference to the amount of such property owned or held by the person making such rendition on the first day of January in the year for which the property is required to be listed or rendered; and any property acquired or purchased on the first day of January shall be listed by or for the person acquiring or purchasing the same, and if any property has, by reason of any special law, contract or fact, been exempt, or has been claimed to be exempted from taxation for any period or limit of time, and should such period of exemption expire between January first and December thirty-first of any year, said property shall be assessed and listed for taxes as other property, but the taxes assessed against said property shall be only the prorata part of the taxes for the portion of the year remaining.

Sec. 15. All taxes levied and assessed under this Act shall become due and payable on October first of each year, and shall become delinquent on and after February first of each year following; and on and after such delinquency occurs, a penalty of ten per cent of the amount of such taxes shall accrue, and be collectible. All delinquent taxes shall bear interest at the rate of six per cent per annum, as in case of delinquency of property assessed for state and county purposes.

Sec. 16. The levying and assess-

ing of taxes herein provided for, and in the manner herein provided for, shall create a lien for such taxes, inclusive of any penalty and interest that may accrue, and costs, as hereinafter provided for, upon any and all property within such district. And, in case it shall at any time be necessary to enforce such lien by judicial proceedings, it shall be, and hereby is made the duty of the county attorney of Mitchell County, Texas to represent the said district in the enforcement of its lien for such taxes, interest, penalty and costs, and he shall receive for the work of filing such suits, a fee of \$5.00 for the first tract of land included in each suit, and \$1 for each additional tract included therein; provided, that, where unimproved town lots are sued upon or included in a suit with other land or improved town lots in the same town, only one additional such fee shall be added for each twenty lots or any number less than twenty.

Sec. 17. All provisions of existing laws of the State of Texas relating to the assessment and collection of Taxes, and the foreclosure of liens therefor, for state and county purposes, or such laws as may be hereafter enacted, except such as may be in conflict with this Act, shall apply to the Loraine Independent School District, and all such suits shall be instituted and prosecuted in the name of the Loraine Independent School District; provided, that a failure of any tax collector, or person performing the duties of such tax collector hereunder, to give written notice to the record owners of any property therein shall only be ground to support an application for a continuance of any such suit to enforce such lien, such application to allege under oath that such notice was not in fact given and to be established and proved by competent evidence to the satisfaction of the court hearing such cause, and, in the absence of any such sworn application and the establishment of the truth of the same to the satisfaction of such court; it shall be presumed that such notice was in fact given; and provided further, that said district in publishing a list of delinquent taxes on real estate for the year 1920 may include therein the delinquent lists for all former years, and that, thereafter such annual delinquent lists need embrace

only the property delinquent on and after the first day of February next preceeding; and provided, further, that when such delinquent list has been compiled and certified to by the Tax Collector and the Board of Trustees as correct, it shall be accepted in evidence as prima facie correct, and subject to be impeached only in the manner and to the extent that a delinquent list prepared for the state and county may, under existing laws or hereafter enacted laws not in conflict with this Act, be attacked. And, provided further, that the compensation to be paid to the Tax Collector for compiling of such original delinquent tax list, and the subsequent annual lists, shall likewise be fixed by order of the Board of Trustees, and the compensation paid for the publication of all such lists shall likewise be fixed by order of said Board of Trustees, but in no event shall such compensation for either such service exceed that now or hereafter provided by law for compensation for similar services rendered in the matter of the compilation and publication of delinquent lists for the state and county taxes.

Sec. 18. And, whereas, by an election duly held in and for the territory embraced in the former Loraine Independent School District a maintenance tax within the limits fixed by the constitution has been voted, and said district has also issued and sold a series of building bonds, which are now outstanding, and made provision for a tax for the payment of the annual interest thereon, and for a sinking fund for their payment at maturity, therefore, said election for said maintenance tax, the issuance and sale of said bonds, the levy of the tax for maintenance and for the payment of the annual interest and for the creation of a sinking fund for said bonds, and each of them are hereby in all things confirmed and validated, and such bonds shall be valid and binding obligations upon the said Loraine Independent School District, created by this Act, and all tax levies for both or either of such purposes heretofore made, not in excess of the constitutional maximum fixed by sections 3 and 3-a of Article 7 of the Constitution as adopted August 3rd, 1919, and proclaimed September 24th, 1909, shall be and the same hereby are in all things ratified,

confirmed and validated, and may be enforced as a lien again all property upon which such taxes have been assessed and are unpaid.

Sec. 19. And, whereas, the record of the creation of such Loraine Independent School District is deficient, but such district has been and is now a valid de facto independent school district in all respects, such former district is now here in all things ratified, confirmed and validated.

Sec. 20. The absolute title to all property within the said Loraine Independent School District, as the same has heretofore existed, and is now hereby created and established, of right belonging to the use of any or all of the public free schools within said district, from whatsoever source derived, including any and all funds on hand belonging to the public free schools within said territory, shall, upon the passage and taking effect of this Act vest in the Board of Trustees of the Loraine Independent School District, and their successors in office, and the said Board of Trustees thereof hereby created and established, and the said Loraine Independent School District, are hereby declared liable for and bound by any and all outstanding contracts and obligations whatsoever, validly entered into and undertaken by the former Loraine Independent School District and its Board of Trustees.

Sec. 21. As to all matters not provided for in this Act the Loraine Independent School District created hereby, and the Board of Trustees thereof, shall have and exercise, and are hereby vested and charged with all the rights, powers, duties and privileges conferred and imposed by the general laws now in force, or hereafter to be enacted, upon independent school districts and the boards of trustees thereof relative to independent school districts incorporated for school purposes only.

Sec. 22. All laws in conflict herewith are hereby repealed in so far as they conflict with this Act. Provided, that if any portion of this Act be for any reason held invalid, all other portions thereof shall nevertheless remain valid and in full force and effect.

Sec. 23. The fact that the schools of the Loraine Independent School District are now without adequate organization and support, creates an emergency and imperative public

necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Committee Room,
Austin, Texas, June 15, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Enrolled Bills to whom was referred Senate Bill No. 44, copy hereto attached, have carefully compared same and find it correctly enrolled, and have this day, at 12 o'clock m., presented same to the Governor for his approval.

SMITH, Chairman.

The following is the bill in full:

S. B. No. 44.

An Act to increase the limits of Bertram Independent School District, in Burnet County, Texas, created by an Act of the Thirty-fifth Legislature, approved May 28, 1917, by adding thereto certain territory of the adjoining districts, defining the boundaries of the said Bertram Independent School District with such territory added thereto, and providing that the territory so added shall not be subject to any of the school house bonded indebtedness against the said Bertram Independent School District and the territory now comprising said district, repealing all existing laws in so far as the same conflict herewith, declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the area of Bertram Independent School District be increased by adding thereto the following described lands and territory:

(a). Beginning on the east line of the Bertram Independent School District as established by an Act of the Thirty-fifth Legislature of the State of Texas, approved March 28, 1917, General Laws, page 464, where the east line of the B. F. McKinney league crosses the line of Burnet and Williamson Counties:

Thence N 18 deg. with said McKinney League line, about 2450 varas to the S. W. corner of the Alanson Green survey;

Thence continuing N 18 deg. W., at 161 varas, a drain; at 362 varas the S. E. corner of Clabe Hodges Land,

and the N. E. corner of J. B. Smith's land; at 573 varas a branch; at 692 varas the S. W. corner of N. L. Cullen's 278.1 acre tract;

Thence N. 71 deg. E. 1623.8 varas, the S. E. corner of said Cullen tract on the east line of said Alanson Green survey;

Thence N. 19 deg. W.; at 976½ varas, the N. E. corner of said Cullen tract; at 2958 varas a corner of Jas. Cox subdivision; at 2306 varas, the S. W. corner of Alf Harris farm; at 2972 varas the N. E. corner of Cox's field; at 3186 varas a drain; at 3668 varas, the N. E. corner of said Green survey, continuing with the East line of the Michael Orey and J. A. Hutto surveys, same count, at 3910 varas the S. E. corner of the J. A. Hutto survey; at 4592 varas the N. E. corner of said J. A. Hutto survey; at 4746 varas a corner of a tract of land conveyed by R. J. Pruitt and wife to C. W. Jennings on January 6, 1893, in the center of the Bertram and Sycamore Springs road.

Thence with the center of said road, being the south line of said Jennings tract, N. 65¼ deg. E. 1696 varas to corner on the East line of the Guadalupe College survey No. 7.

Thence N. 19 deg. W. 26 varas to the N. E. corner of said Guadalupe College survey No. 7;

Thence N. 71 deg. E. 1309.8 varas, the S. E. corner of Guadalupe College survey No. 6;

Thence S. 19 deg. E. 2507 varas, the S. W. corner of Guadalupe College Survey No. 4; being the S. E. corner of No. 5;

Thence N. 71 deg. E. with the South line of said survey No. 4, 781 varas, the line of Burnet and Williamson Counties;

Thence S. 26 deg. W. with said county line, about 7000 varas to the place of beginning.

(b). Beginning at the N. W. corner of the John W. Blakey survey on the south line of the Bertram Independent School District as established by an Act of the Thirty-fifth Legislature of the State of Texas, approved March 28, 1917, General Laws, page 464;

Thence S. 19 deg. E. 2582 varas, the S. E. corner of the D. F. Owens league;

Thence S. 71 deg. W. 584 varas, the N. W. corner of the Willis West survey;

Thence S. 19 deg. E. 493 varas, the N. W. corner of the Sam Black

subdivision of the Willis West survey;

Thence with the lines of said Bit-tick subdivision as follows: N. 71 deg. E. 640 varas; S. $4\frac{1}{2}$ E. 122 varas; South $50\frac{1}{2}$ deg. E. 164 varas; S. $7\frac{1}{2}$ deg. W. 267 varas, the N. E. corner of Lewis Boyee subdivision of the Jos. Becker survey;

Thence S. 19 deg. E. $890\frac{1}{2}$ varas, S. E. corner of said Boyee tract;

Thence S. $74\frac{1}{2}$ deg. W. 1359 varas, the S. W. corner of said tract;

Thence S. 19 deg. E. about $92\frac{1}{2}$ varas, the N. E. corner of the Jacob Zingular survey;

Thence S. 71 deg. W. 1005 varas, the N. W. corner of the said Zingular survey;

Thence S. 19 deg. E. 2044 varas, the S. W. corner of said survey;

Thence N. 71 deg. E. 637 varas, a corner of the Williamson County School Land survey of 1240 acres;

Thence S. 19 deg. E. 1400 varas, the S. W. corner of the William Cain survey;

Thence N. 71 deg. E. 592 varas, the N. W. corner of the William Addison survey;

Thence S. 19 deg. 1837 varas, the county line of Burnett and Williamson counties;

Thence N. 26 deg. with said county line, 8778 varas, the center of South San Gabriel Creek, being the South line of said Bertram Independent School District as established by the above recited Act;

Thence with said district line so established, up said creek with its meanders, about N. 80 deg. W. 1600 varas, the S. E. corner of the John Bryson tract;

Thence, continuing with said district line, so established, and with the meanders of said creek, about $833\frac{1}{2}$ varas, the S. W. corner of said John Bryson tract of 400 acres;

Thence with the West line of the Jno. W. Blakey survey, and with the Bertram and Hopewell public road, S. $17\frac{3}{4}$ deg. E. 195 varas the S. E. corner of said survey;

Thence S. 71 deg. W. 869 varas, the S. E. corner of subdivision No. 2, of the said Jno. W. Blakey survey;

Thence N. $17\frac{3}{4}$ deg. E. 790 varas, the S. E. corner of the C. C. Bingham subdivision of said survey;

Thence S. 75 W. 798 varas, the S. W. corner of said Bingham tract;

Thence N. 19 deg. 211 W. with old marked subdivision line as found by actual survey on the ground, $1736\frac{1}{2}$

varas, the N. W. corner of said subdivision No. 2, set apart in the partition of the Blakey lands to Everett Blakey;

Thence S. 71 deg. W. with the North line of said John W. Blakey survey, 910 varas to the place of beginning;

The metes and bounds of the Bertram Independent School District with said territory added thereto are and shall be as follows:

Beginning at the N. E. corner of the John B. Clayton Survey as established by T. A. Chamberlain, March 15, 1882;

Thence S. 71 W. 3710 varas, the N. W. corner of the same;

Thence S. 19 E. with the East line of the David Harmon League 290 varas, the S. E. corner of a tract of 577 acres sold by J. G. Brown to W. J. Garner;

Thence S. 71 W.; at 2075 varas, pass the S. W. corner of said Garner tract; at 2600 varas, the N. W. corner of a subdivision of the Davis Harmon league owned by J. W. Glasspy;

Thence S. 19 E. 1040 varas, the N. E. corner of a tract of 160 acres sold by A. R. Johnson to J. P. Johnson, part of which is now owned by J. W. Glasspy;

Thence S. 71 W. with the North line of said 160 acre tract and continuing the same course to the West line of said David Harmon League, 2460 varas;

Thence S. 19 E. with said Harmon line, 590 varas, the N. E. corner of the H. B. Martin survey;

Thence S. 71 W. with the North line of said Martin survey 2249 varas to the N. W. corner of the same;

Thence S. 19 E. 1990 varas, the S. W. corner of said survey;

Thence N. 71 E. 356 varas, the N. W. corner of the Martin Jennings survey;

Thence S. 19 E. 942 varas, the S. W. corner of said Jennings survey;

Thence N. 71 E. 133 varas, the N. W. corner of the W. S. Allen survey;

Thence S. 19 deg. E.; at 1400 varas, the S. W. corner of said Allen survey and at 1700 varas, the center of the channel of the South San Gabriel Creek;

Thence down said Creek with its meanders, the general course being about S. $76\frac{1}{2}$ E., about 5400 varas, to where a prolongation of the South

line of the L. Blakey survey intersects said Creek;

Thence N. 71 E. about 140 varas, the N. W. corner of the J. W. Blakey survey;

Thence D. 19 E. 2582 varas, the S. E. corner of the David F. Owens, League;

Thence S. 71 W. 584 varas, the N. W. corner of the Willis West survey;

Thence S. 19 E. 495 varas, the N. W. corner of the Sam Bittick subdivision of said Willis West survey;

Thence N. 71 E. 640 varas, the N. E. corner of said Bittick tract;

Thence with the meanders of the East line thereof, as follows: S. $4\frac{1}{2}$ E. 122 varas; S. $50\frac{1}{2}$ E. 164 vrs.; S. $7\frac{1}{2}$ W. 267 vrs.; the N. E. corner of Lewis Boyce's tract;

Thence S. 19 E. $890\frac{1}{2}$ varas, the S. E. corner of said Lewis Boyce tract;

Thence S. $72\frac{1}{2}$ W. 1358 varas, the S. W. corner of the same;

Thence S. 19 E. about $92\frac{1}{2}$ varas, the N. E. corner of the Jacob Zingular survey;

Thence D. 71 E. 1005 varas, the N. W. corner of said Zingular survey;

Thence S. 19 E. 2044 varas, the S. W. corner of said Survey;

Thence N. 71 E. 637 varas, a corner of the Williamson County School Land Survey of 1240 acres;

Thence S. 19 E. 1400 varas, the S. W. corner of the William Cain survey;

Thence N. 71 E. 592 varas, the N. W. corner of the William Addison survey;

Thence S. 19 E. with said Addison line, 1837 varas, the line of Burnet and Williamson Counties;

Thence N. 26 E. with said County line about 17250 varas to the intersection of the North line of the N. M. Mix survey;

Thence S. 71 W. 781 varas, the S. W. corner of the Guadalupe College Survey No. 4, being the S. E. corner of Guadalupe College Survey No. 5;

Thence N. 19 W. 2507 varas, the S. E. corner of Guadalupe College Survey No. 6;

Thence S. 71 W.; at 1309.8 vrs. a corner of Survey No. 7; at 1709.8 varas, the S. W. corner of said survey No. 6;

Thence N. 19 W. 1670 varas, the N. W. corner of a tract of land conveyed by S. W. Yent to J. A. Smith;

Thence N. 71 E. with the North

line of said Smith tract, 1242 varas, a corner of the same;

Thence N. 19 W. 250 varas, another corner of same between two Branches;

Thence N. 71 E. 467.3 varas, the East line of said Guadalupe College Survey No. 6;

Thence N. 19 W., with said line, 709 varas, the N. E. corner of said Survey No. 6;

Thence S. $72\frac{1}{2}$ W. with the North line of said Survey, 927 varas, a corner of a subdivision of the A. Mather Survey now owned by R. B. Potts;

Thence 19 W. 703 varas, the North line of said Mather Survey;

Thence N. $70\frac{1}{2}$ E. 831 varas the S. W. corner of a tract of land conveyed by Geo. Gordon to F. T. Ramsey;

Thence N. 19 W. 1120 varas, a st. md. on the North line of the J. R. Gore survey;

Thence S. 71 W. 1316 varas, the N. E. corner of the T. J. Newton survey;

Thence S. 19 E. 950 varas, the S. E. corner of said Newton Survey;

Thence S. 71 W. 1169 varas, the S. W. corner of the S. W. Yent survey No. 1325;

Thence S. 19 E. 50 varas, the S. E. corner of the James Richey survey;

Thence S. 71 W. 1802 varas, the East line of the John B. Clayton survey;

Thence N. 19 W. 187 varas, to the place of beginning.

Sec. 2. Provided that the above described lines and territory hereby added to said Bertram Independent School District, shall not be subject to any of the School House and bonded indebtedness now outstanding against said Bertram Independent School District and the territory heretofore composing said District.

Sec. 3. The fact that the above described territory hereby added to the said Bertram Independent School District has no adequate school facilities and the necessity of providing suitable school facilities for said territory during the coming school year, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and that this Act take effect and be in force from and after its passage, and it is so enacted.

Austin, Texas, June 15, 1920.

Hon W. A. Johnson, President of the Senate.

Sir: We, your committee on Enrolled Bills to whom was referred Senate Bill No. 59, copy hereto attached, have carefully compared same and find it correctly enrolled, and have this day, at 12 o'clock m. presented same to the Governor for his approval.

SMITH, Chairman.

The following is the bill in full:

S. B. No. 59.

An Act abolishing the George West Independent School District as created under the General Laws and creating the George West Independent School District of Live Oak County; defining its boundaries by metes and bounds, validating the election of the present board of trustees and continuing them in office till the expiration of their present term; prescribing the rights, powers and duties of said school district and said trustees and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The George West Independent School District, Live Oak County, as created by an election of the people on the 12th day of August, 1916, is hereby abolished and the George West Independent School District of Live Oak County is hereby created for free school purposes only.

Sec. 2. The territory included in said George West Independent School District is described by metes and bounds as follows:

Beginning at the lower corner on right bank of the Nueces River of Survey No. 18 in the name of A. Fernandez; thence S. 45 West 4656 varas to the west corner of Survey No. 17b in the name of J. A. Wilkinson; thence Northwest across said survey No. 18 in the name of A. Fernandez 2755 varas to the East corner of S. S. Maples, Jr., Survey No. 232; thence N. 45 West with the N. E. boundary of surveys Nos. 232 and 20 in the name of L. A. Fant and Survey No. 19 in the name of J. Poitevent to the S. E. boundary line of the L. Goodman survey of 320 acres; then S. W. 45 416.5 varas to the south corner of the L. Goodman

survey; thence N. 45 W. 1344 varas to the West corner of said L. Goodman survey; thence N. 45 East 1344 varas to the North corner of said L. Goodman survey; thence S. 45 E. to the South corner of Section No. 2 in the name of W. D. Hodges; thence N. East 1900.8 varas to the East corner of said Section No. 2 in the name of W. D. Hodges; thence N. 45 West at 1900.8 varas pass North corner of said Section No. 2 at 2909 varas to a point in the N. E. Boundary line of Section No. 11 in the name of J. Poitevent and in the S. W. boundary line of the Cameron County School land Survey No. 33 for the West or N. W. corner of this school district; thence N. 45 East across Cameron County School land at 5809 varas to the West corner of the R. D. Moore Survey No. 30; thence N. 45 East with the N. W. boundary line of said R. D. Moore Survey No. 30 at 1668 varas intersect S. W. boundary line of the Oakville Independent School District for the most northern corner of this school district; thence S. 45 East with said Oakville Independent School District line 672 varas across the R. D. Moore Survey No. 30 to its lower corner on right bank of the Nueces River; thence down right bank of said Nueces River with its meanders to the place of beginning.

Sec. 3. The following named persons: E. E. Bartlett, F. B. Grover, Otto R. Kendall, G. S. Miller, L. G. Wilder, C. C. Schley, T. F. Nance, who are now serving as trustees for said district, their election is herein in all things validated, and they shall hold office until their terms of office expires and until their successors are duly elected and qualified.

Sec. 4. The said George West Independent School District shall have and enjoy all the rights, powers and privileges that are now, or may hereafter be granted by law to towns and villages incorporated for free school purposes only in Texas, including the right to vote a special tax on the assessed valuation of taxable property in said district for the maintenance of its public free schools as prescribed by law for such districts, and to vote for and issue bonds for school purposes, as provided by the general laws for towns and villages incorporated for free school purposes only.

Sec. 5. That the fact the educational facilities of the territory within the said George West Independent School District are insufficient, for want of adequate school buildings and insufficiency of funds to provide school buildings and adequately maintain the schools, creates an emergency and an imperative public necessity, necessitating the suspension of the constitutional rule requiring bills to be read on three several days in each House, and said rule is hereby suspended, and this Act shall take effect and go into force from and after its passage, and it is so enacted.

TWENTY-SECOND DAY.

Senate Chamber,
Austin, Texas.

Wednesday, June 16, 1920.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Gibson.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Carlock.	Page.
Clark.	Parr.
Davidson.	Rector.
Dayton.	Smith.
Dean.	Strickland.
Dorough.	Suiter.
Dudley.	Westbrook.
Faust.	Williford.
Floyd.	Woods.

Absent.

Caldwell. Cousins.

Absent—Excused.

Bledsoe. Witt.
Hall.

Prayer by the Chaplain, Rev. S. H. Morgan.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Faust.

Senators Excused.

Senators Hall and Bledsoe were excused for today and the remainder of the session.

Senator Witt was excused for today.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

House Bill No. 142.

The Chair laid before the Senate on final passage

H. B. No. 142, A bill to be entitled "An Act to provide a more efficient road law for Mills County, creating the office of county road superintendent for Mills County, etc., and declaring an emergency."

The bill was read third time and finally passed.

House Bill No. 164.

The Chair laid before the Senate on final passage

H. B. No. 164, A bill to be entitled "An Act to create a more efficient road system for Blanco County, Texas, and making the commissioners of said County ex-officio road commissioners in their respective precincts, and prescribing their duties as such, and authorizing the appointment of deputy road commissioners, and providing for the compensation of road commissioners and deputy road commissioners, and declaring an emergency."

The bill was read the third time and finally passed by the following vote:

Yeas—28.

Alderdice.	Floyd.
Bailey.	Gibson.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	McNealus.
Carlock.	Page.
Clark.	Parr.
Cousins.	Rector.
Davidson.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Woods.